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M I N U T E S

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

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JAN 29 1976

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January 13, 1976

COMMISSIONERS

H. Welton Flynn, President

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Dennis V. Carey

Flora G. Douglass

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

RESEARCH REPORT
ON THE EFFECTS OF

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Call to Order: 2:30 p.m.

Present: Commissioners H. Welton Flynn, Joseph P. Byrne,
Henry E. Berman, Dennis V. Carey, Flora G.
Douglass

The minutes of the regular meeting of the Commission held December 9, 1975 and special meeting of the Commission held December 17, 1975, were approved.

RESOLUTION
NO.

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 23, 1975:

75-0521 W

Setting Tuesday, January 13, 1976, at 2:30 p.m. for public hearing to consider revision of the schedules of rates to be charged by the San Francisco Water Department

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 23, 1975:

75-0522 H

Declaring emergency for repair of damaged parts of Jet Valve No. 1 in Cherry Valley Dam Valve House, Hetch Hetchy Project - Authorizing leaks be located and repaired, and requesting Controller to transfer \$5,000 in existing funds to provide for said work.

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 23, 1975:

75-0523 M

Approving lease of property at 1750 Army Street for \$2500 per month, for a 6-month period commencing January 1, 1976, for storage of Municipal Railway trolley coaches: - Approving supplemental appropriation in amount \$15,000 to provide funding for said rental.

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 23, 1975:

75-0524 M

Setting Tuesday, January 27, 1976, at 1:20 p.m. for public hearing to consider establishment on a permanent basis the Municipal Railway reduced fares for handicapped persons.

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 23, 1975:

75-0525 M

Approving travel for Municipal Railway personnel to inspect trolley coaches manufactured at Winnipeg, Manitoba, plant of Flyer Industries, MR Contract No. 608

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 23, 1975:

75-0526 GO

Authorizing appointment of Shughart, Thomson & Kilroy, attorneys at law, Kansas City, Missouri, as special counsel to assist the City Attorney in connection with prosecution of antitrust tire conspiracy action "CCSF v. Goodyear Tire and Rubber Company, et al

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 23, 1975:

75-0527 W

Authorizing bid call for WD Contract No. 1694 - Cement mortar line to the Merced Manor 20-inch feeder main - Sloat Boulevard and 44th Avenue

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on December 24, 1975:

75-0528 M

Approving Municipal Railway request for the third \$250,000 increment of the original \$1,538,863 emergency supplemental appropriation requested to provide funds for required Municipal Railway motor coach maintenance.

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on January 8, 1976:

76-0001 H

Award of HII Contract No. 528 - amount of \$567,913, Herrero Brothers, Inc., of San Francisco - Construction of Laguna Honda and Judah Substation buildings and installation of equipment - Power Improvement Program.

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

On motion of Berman, seconded by Byrne, the Commission ratified the following resolution approved by telephone poll of the Commission on January 8, 1976:

76-0002 M

Setting Tuesday, January 27, 1976, at 2:30 p.m., as the date for public hearing to consider:

- (1) The acquisition of 35 articulated diesel motor coaches for the Municipal Railway and related matters, and
- (2) The application of the new fleet colors and graphics to 375 motor coaches to bring them into conformance with all new vehicle acquisitions.

Vote: Ayes-Flynn, Byrne, Berman, Carey, Douglass

Commissioner Byrne was excused at 3:30 p.m.

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0003 W

Approving revised Schedules of Rates to be charged by San Francisco Water Department for water service systemwide. effective July 1, 1976

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0004 H

Bid Call - Contract No. 531 - Construction of Market Street Subway electrification system, Duboce Junction to Eureka Station - Power Improvement Program

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

- 76-0005 H Award of HH Contract No. 511R - Amount, \$700,000
Granite Construction Company of Santa Cruz -
Clean and line 105,606 linear feet of pipe,
San Joaquin Pipeline No. 2
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Carey, seconded by Berman, the
following resolution was adopted:
- 76-0006 H Approving excess Modification No. 1, amount,
\$15,552 - HH Contract No. 521 - Construction of
Market Street Subway electrification system -
(Embarcadero Station to Duboce Portal) - To
install new traction power conduit through the
Van Ness Station
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Carey, seconded by Berman, the
following resolution was adopted:
- 76-0007 H Approving excess Modification No. 1, amount of
\$10,000 - HH Contract No. 522 - Installation of
electrical equipment in Civic Center, Church and
Downtown Substations - To provide for alterations
not included in the original contract
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Carey, seconded by Berman, the
following resolution was adopted:
- 76-0008 H Allowing contractor R. Flatland Company to add
the Bay Boring Company, Inc. of Richmond as
subcontractor for jacking the steel casing
across Van Ness Avenue - HH Contract No. 525
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Carey, seconded by Berman, the
following resolution was adopted:
- 76-0009 H Approving Department of Public Works' proposal
for construction of new street lighting system
on Bayshore Boulevard from Costa Street to
County Line.
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Carey, seconded by Berman, the
following resolution was adopted:
- 76-0010 H Approving Department of Public Works' proposal
for construction of new street lighting system
on Crossover Drive and Park Presidio Bypass.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0011 H

Approving Department of Public Works' proposal for construction of new street lighting system on Fillmore Street, Sutter to Turk Street, and on Sutter Street, Divisadero to Van Ness Avenue

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0012 H

Authorizing settlement of litigated claim of Beatrice Colvin v. CCSF and Rosendin Electric Company, Superior Court No. 669,650

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0013 H

Supplemental appropriation - Amount \$54,699 - To provide \$27,320 for increased cost of Hetch Hetchy's excess liability insurance and \$27,379 for second and final installment of real estate taxes for fiscal year 1975-76

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0014 H

Approving collection of Bureau of Light, Heat & Power damage claims - Month of October 1975,

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0015 H

Approving collection of Bureau of Light, Heat & Power damage claims - Month of November 1975

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0016 H

Award of HH Contract No. 497 - Amount, \$109,590.00 Abbett Electric Corporation of San Francisco - Construction of underground duct system in Church Street, 30th to 22nd Streets

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0017 H

Bid Call - HH Contract No. 526 - Construction of underground duct system in McAllister Street, from Divisadero to Leavenworth Street.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Carey, seconded by Berman, the following resolution was adopted:

76-0018 H

Supplemental appropriation - \$43,000 - provide additional funds for the rehabilitation of the Moccasin Administration Building central heating system.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0019 W

Bid Call - WD Contract No. 1695 - Laying of ductile iron main in Washington, Filbert and Leavenworth Streets

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0020 W

Bid Call - WD Contract No. 1697 - Laying of ductile iron main in Filbert Street, between Gough and Scott Streets

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0021 W

Award of WD Contract No. 1686 - Amount \$101,345.00 Bepco, Inc. of Oakland - Excavation and repaving for water service trenches.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0022 W

Award of WD Contract No. 1698 - Net amount of \$46,515.00 - Underground Construction Company of San Leandro - Laying of ductile iron main in Sutter Street between Larkin and Jones Streets

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0023 W

Completion of WD Contract No. 1683 - Excavation and repaving for water service trenches - \$1,908.75 - credit modification - Lowrie Paving Co., Inc., Contractor

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0024 W

Supplemental appropriation - \$224,007 - Provide \$29,598 for increased cost of Water Department's excess liability insurance and \$194,409 for second and final installment of real estate taxes for fiscal year 1975-76

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0025 W

Supplemental appropriation - \$8,712 - Required for salary adjustment for four miscellaneous positions, for the period 7/1/75 - 6/30/76

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0026 W

Approving write-off of uncollectible accounts receivable more than 90 days past due - Month of October 1975 - Water Department

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0027 W

Settlement of litigated claim of City (San Francisco Water Department) vs. Roy Kruse, et al, Alameda Municipal Court, Livermore No. C-1675 and dismissal of litigation.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0028 W

Approving collection of Water Department claims for damages against miscellaneous debtors - Month of December 1975

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0029 W

Execution of 2.27 acre Water Department right of way lease with Kollreal, a General Partnership for purposes of parking, landscaping, ingress and egress to adjacent buildings, and a bicycle path in Santa Clara County - Term: 15 yrs Monthly rental, \$270.00 subject to adjustment every 5 years per Consumer Price Index.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Douglass, the following resolution was adopted:

76-0030 W

Setting Tuesday, February 10, 1976, at 2:30 p.m. for public hearing re liens and special assessments on properties for unpaid water service charges in excess of one hundred dollars.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Carey, the following resolution was adopted:

76-0031 M

Rejecting as being non-responsive the single bid proposal received for MR Contract No. 627 for purchase of 25 small transit type diesel coaches - Directing revisions of specifications for readvertising.

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Carey, the following resolution was adopted:

76-0032 M

Completion of MR Contract No. 612 - Furnishing and delivery of 100 diesel motor coaches -

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Carey, the following resolution was adopted:

76-0033 M

Authorizing the restoration of electric trolley coach service in place of motor coach service on "Owl" runs on Route 5 Fulton (McAllister)

Vote: Ayes-Flynn, Berman, Carey, Douglass

On motion of Berman, seconded by Carey, the following resolution was adopted:

- 76-0034 M Supplemental appropriation - \$937 - Pay five C.E.T.A. funded positions the difference between the maximum federal participation and current City Civil Service pay rates.
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0035 M Supplemental appropriation - \$42.00 - Provide funds for payment of compensation adjustment to miscellaneous per diem employee classification
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0036 M Supplemental appropriation - \$600,000 - Provide additional funds for materials and supplies for the Municipal Railway
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0037 M Approving compromises and collections of Municipal Railway damage claims against miscellaneous debtors - Month of November 1975
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0038 M Approving payment of claims - Municipal Railway - Month of November 1975
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0039 M Approving dismissal of cross-complaint by City on behalf of the Municipal Railway against Stein, Spotorno and the Hertz Company - Amount, \$27,864.62
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:

- 76-0040 M Approving travel expense voucher - \$1,803.55 - Expenses for Deputy City Attorney incurred on behalf of witnesses E. L. and Edith Cooksey Manchester, England - Attendance at trial of Dwight M. Plyler v. CCSF (Municipal Railway)
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0041 M Approving travel expense voucher - \$541.64 - Expenses, Employment Contract Compliance Officer incurred attending Urban Mass Transportation Administration seminar - Washington, D.C., October 28-31, 1975
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0042 M Requesting immediate filling of vacated positions 9182 Transportation Assistant Superintendent, Municipal Transit System.
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0043 M Approving Municipal Railway grant application - Aid funds available under National Mass Transportation Assistance Act for the fiscal year 1976-77
- Vote: Ayes-Flynn, Berman, Carey, Douglass
- On motion of Berman, seconded by Carey, the following resolution was adopted:
- 76-0001-MR Approving payment of claims against the Municipal Railway - \$121,417.12
- Vote: Ayes-Flynn, Berman, Carey, Douglass

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Commission President Flynn announced that the regular meeting of Tuesday, December 23, 1975, was canceled because of lack of a quorum.

The Commission then voted on ratification of resolutions approved by telephone vote of the Commission prior to the meeting of January 13, 1976. (Resolutions No. 75-0521 through 76-0002.)

Special Order of Business - 2:30 p.m.

PUBLIC HEARING to consider the revision of the schedules of rates to be charged by the San Francisco Water Department.

Secretary Thomas G. Flynn stated that pursuant to City Charter provisions, notice of the public hearing was published in the official newspaper of the City for five days (December 23 through 27, 1975), the last publication date being not less than ten days before the meeting date.

John D. Crowley, Public Utilities General Manager, stated that the San Francisco Water Department must increase rates and charges by a uniform increase of 15 percent based on meter readings on or after July 1, 1976, to ensure availability of sufficient funds to finance essential expenditures during the fiscal year 1976-77.

In 1971 Brown and Caldwell, Consulting Engineers, were requested to develop a five-year Revenue Requirement study to carry through fiscal year 1976-77. The study indicated in January, 1973, a 17.4 percent increase would be required. This was postponed until July, 1974, at which time it was passed by the Public Utilities Commission. However, this was rejected by the Board of Supervisors who requested an increase of 14.5 percent inside San Francisco and 20.5% for suburban users. On adoption of the differential rates by the PUC and approval by the Board of Supervisors in August, 1974, date of commencement was delayed due to a challenge of the disparity and a law suit being filed by customers in San Mateo and Santa Clara counties to prevent increasing rates in other than a uniform manner. (Presently under preliminary injunction granted in U.S. District Court and now being appealed by the City to the Ninth U.S. Circuit Court of Appeals.) In November, 1974, approval of the 17.4 percent uniform increase was received from the Board of Supervisors, effective in mid-January, 1975.

This resulted in approximately \$2.5 million in lost revenues to the Water Department due to the six and a half-month delay.

Mr. Crowley said other factors leading to the present 15 percent rate increase recommendation are:

- .Transfer of \$2.9 million of Water Department funds to the general fund of the City and County of San Francisco. (Presently impounded under preliminary injunction of the U.S. District Court).
- .Shortfall of approximately \$400,000 in anticipated water sales, fiscal year 1975-76.
- .Transfer of \$1.5 million to Hetch Hetchy Project because of increasing operational cost and capital improvements chargeable to the Water Department. Major item is \$.9 million to reline San Joaquin Pipeline No. 2.

.Increased operation and maintenance expenses for fiscal year 1975-76 and 1976-77 of \$2,876,000 over the 1974 estimates of the Brown and Caldwell report.

At Commissioner Carey's request, Utilities General Counsel William F. Bourne reported on the status of the legal proceedings. He said appeals by the City in the water case and a power case against the City re compliance with the Raker Act, have been consolidated in the U.S.Circuit Court of Appeals and briefing is nearly completed in both cases. These matters should soon be calendared for argument.

Acting Water Department General Manager Kenneth R. Boyd presented a report of the revenue requirement and rate increase analysis prepared by the Water Department. He explained the need for a 15 percent rate increase to prevent the utility from operating under a deficit budget requiring ad valorem tax support.

He said the budget for 1976-77 is austere. Twelve permanent positions in the department are eliminated. Three non-controllable items in the operating budget--(1) Contractual services: postal, light-heat and power, telephones, transportation to assignments. (2) Materials and supplies. (3) Fixed charges: insurance, taxes--would cause an increase of 4.4 percent over last year, but the elimination of positions and other pruning results in a net increase of 3.5 percent. The over-all budget is increased 4.8 percent, of which nearly 3 percent is attributable to the same non-controllable increases.

The proposed rate increase would leave only \$1,276,543 in unappropriated reserve, which account is necessary to meet emergencies, and other unexpected expenditures, provide for payment of settled claims, and to draw upon in the event anticipated water sales are lower than expected.

Mr. Crowley stated that the new rate, if approved by the Board of Supervisors, will add 48 cents a month to the average home owner's water bill--the equivalent of about 1.6 cents a day. The average home owner now pays \$3.22 a month - and will pay \$3.70.

He pointed out that the increased revenue will not overcome the financial shortages which from 1971-72 through 1975-76 have resulted in needed capital improvements. Revenue requirements for the 1977-78 fiscal year will have to be reviewed before the end of 1977.

Discussion by the Commissioners followed and they questioned Mr. Boyd about various curtailments in the proposed budget.

Commissioner Carey suggested that the Department investigate the possibility of a special rate concession for certain minimal users such as senior citizen property owners.

With reference to the 12 positions eliminated, Commissioner Berman asked that Commissioners be provided with a report from the Department as to possible future reductions through retirement, attrition, etc. in the next fiscal year based on past year percentages.

Commissioner Flynn then opened the meeting to speakers in the audience.

Warren J. Mitchell, President of the San Francisco Water Users Association, City Hall, Redwood City, speaking for the Bay Area Water Users Association, said that organization at its last Friday meeting

unanimously endorsed the rate increase proposed by the San Francisco Water Department. He qualified the approval, however, by stating they do not like the idea of transferring operational monies going to the Hetch Hetchy Project to the City general fund. He stated the operational expenses item of \$1.5 million directed to the Hetch Hetchy Project appeared greater than the Brown and Caldwell report figures, and asked for an opportunity to review them with Hetchy staff.

Oral L. Moore, Hetch Hetchy General Manager, explained that the major portion of the \$1.5 million was for capital improvement--San Joaquin pipeline relining, which had not been calculated at the time Brown and Caldwell prepared the report. This is a non-recurring item. The balance is primarily due to inflation--equipment replacement expenditures have been deferred during the past three years and the Brown and Caldwell cost projects are not adequate for the inflated costs of today.

Col. Robert L. Rhea, manager of the Westborough City Water District, 50 Condon Court, San Mateo. Regarding the \$2.9 million of Water Department funds presently impounded under preliminary injunction, Mr. Rhea asked what this money would be used for, if it should go to the Water Department when released. He felt not all should be expended for City maintenance, that some should be used for projects which would help Peninsula users.

Mr. Boyd said this would be used to maintain the low rates, better service, and unfunded capital improvement program. The Water Department is presently \$8 million behind in its improvement program to update to the proper level. He pointed out that Alameda and Peninsula county users are well served by capital improvement expenditures from Water Department bond funds.

On motion of Commissioner Berman, seconded by Commissioner Douglass, the Commission adopted Resolution No. 76-0003 approving the revised schedules of rates and charges, reflecting the 15 percent increase systemwide. Vote: Ayes-Flynn, Berman, Carey, Douglass. Absent-Byrne. (Commissioner Byrne had been excused at 3:30 p.m. due to an emergency call.

The public hearing previously scheduled for today to consider budget proposals for fiscal year 1976-77 of all departments under the jurisdiction of the PUC was postponed and rescheduled for Tuesday, January 27, 1976, at 2:30 p.m. Proper notice of this postponement were circulated on January 8, 1976.

Water Department calendar item No. 10--authorizing settlement of claim of LFE Control System Industries, Inc., contractor, against the City--was taken off calendar at the request of the department.

Resolution No. 76-0031--rejecting as being non-responsive the single bid proposal received for MR Contract No. 627 to purchase 25 small transit-type diesel coaches.

The bid listed over 25 deviations from the contract specifications; also the price of \$59,582 per coach was excessive in view of the small size of the coach. (The department's estimated cost was between \$50,000 and \$55,000 per vehicle.)

Curtis E. Green, Municipal Railway General Manager, said the Railway will revise the specifications in a manner that will permit obtaining wider response from coach manufacturers by making the specifications less restrictive and purchasing smaller lighter coaches. It is also intended that the specifications include provisions for the elderly and handicapped.

During discussion on Resolution No. 76-0031--approving Municipal Railway supplemental appropriation amount \$600,000 for materials and supplies--Mr. Green stated he had prepared a statement of the anticipated Municipal Railway income and outgo for the remainder of the fiscal year to indicate where there may be future supplemental appropriation requests during the next six months.

Commissioner Flynn directed that this information be forwarded to the Commissioners, through the General Manager of Public Utilities, for perusal and future discussion.

Communications:

None

Roll Call:

Commenting on the Municipal Railway monthly report, Commissioner Flynn asked that this report include revenue collected for the month, and a comparative figure on a monthly basis. Also, year-to-date revenue comparison. Also, the number of runs missed as opposed to the previous months.

Commissioner Carey noted that there were no speakers from San Francisco civic groups, nor individual property owners, at the Water Department rate hearing. He asked that the feasibility of holding evening hearings on these rate matters in the future be explored.

Mr. Rhea of Westborough Water District suggested the possibility of including advance notice of such rate increase intentions and hearing dates in the monthly water bills distributed to users.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

M I N U T E S

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

DOCUMENTS

FEB 17 1976

January 27, 1976

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GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m.

Present: Commissioners H. Welton Flynn, Joseph P. Byrne,
Henry L. Berman, Dennis V. Carey, Flora G. Douglass

The minutes of the regular meeting of the Commission held January 13, 1976, were approved.

SPECIAL ORDER OF BUSINESS: Election of Officers for the year 1976

Commissioner Byrne nominated Commissioner Flynn for President. The nomination was seconded by Commissioner Flynn. Commissioner Carey nominated Commissioner Berman, which was seconded by Commissioner Douglass.

On roll call on Commissioner Berman's nomination, Commissioners Flynn and Byrne voted "no"; Commissioners Berman, Carey, and Douglass voted "aye," electing Commissioner Berman President.

Commissioner Douglass nominated Commissioner Carey for Vice President, which was seconded by Commissioner Carey. Commissioner Flynn nominated Commissioner Byrne, who declined the nomination.

On roll call, Commissioners Flynn and Byrne voted "no"; Commissioners Berman, Carey, and Douglass voted "aye," electing Commissioner Carey Vice President.

RESOLUTION
NO.

On motion of Byrne, seconded by Carey, the following resolution was adopted:

76-0044 M

Approving establishment on a permanent basis the Municipal Railway 5¢ discount fare for the handicapped; and approving said fare be honored during all hours for a six-month trial period.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Byrne, seconded by Carey, the following resolution was adopted:

76-0045 M

Approving Municipal Railway supplemental appropriation amount \$87,895 to provide funds to cover the discount fare program for the handicapped.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was approved as amended:

76-0046 GO

Adopting proposed Budget of \$150,754,413 for the fiscal year 1976-77 of all Departments under the jurisdiction of the Public Utilities Commission.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

Commissioner Byrne was excused at 6:30 p.m.

On motion of Carey, seconded by Douglass, the following resolution was adopted:

76-0047 W

Policy approval of the Recreational Development Plan for Peninsula Watershed Lands.

Vote: Ayes-Berman, Carey, Flynn, Douglass

Commissioner President Berman was excused at 7:05 p.m. whereupon Commission Vice President Carey "chaired" the remainder of the meeting.

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0048 H

Award of HH Contract No. 503 - Construction of underground duct system in Taraval Street and 46th Avenue, from 20th Avenue to Vicente - Peter Kiewit Sons' Company - Amount, \$246,200.00

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0049 H

Approving excess Modification of Contract No. 521 Amount, \$8,508.67 - Market Street electrification - To provide for additional core drilling, concrete and pole guard work - Amelco Electric, Contractor

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0050 H

Completion of HH Contract No. 491 - Underground power facilities in Fillmore Street, Pine to Hayes - Credit modification, \$31,847.56 - Abbett Electric Corporation, contractor

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0051

Completion of HH Contract No. 510-R - Sandblasting and painting drum gates and cylinders and slide gate piping for O'Shaughnessy dam - Ross F. Porter, Quality Painting, contractor

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0052 H Supplemental appropriation - \$16,411 - Provide \$531 for increased cost of automobile insurance fiscal year 1975-76 and \$15,880 for increased cost of fire insurance.

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0053 W Completion of WD Contract No. 1672 - Laying Ductile iron pipe in Lafayette and Main Streets - Credit modification, \$1,452.70 - M.G.M. Construction Company, contractor

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0054 W Supplemental appropriation - \$8,292, - Provide \$1,513 for increased cost of automobile insurance fiscal year 1975-76, and \$6,779 for increased cost of fire insurance.

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0055 W Approving write-off of uncollectible accounts - Water Department - Month of November 1975

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0056 W Completion of WD Contract No. 1642 - Cutting in 42" butterfly valve at Junipero Serra Boulevard and Holloway Avenue - Excess modification, \$898.00 - Underground Construction Company, Inc., contractor.

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0057 M Approving structure, terms and conditions, and procedures of Filming Space or Use Permit governing filming activities to be undertaken at Municipal Railway installations and facilities.

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0058 M

Award of MR Contract No. 626 - Construction of switch track at Duboce Portal, Duboce Avenue and Church Street - Amount, \$21,777.00 - M. Lummus, Inc., of Richmond

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0059 M

Bid call - MR Contract 620 - Construction of track and power facilities on the "K" Line, Ocean Avenue at Route 280 Overpass

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0060 M

Authorizing execution of an encroachment permit from BART upon property at Balboa Park Station for purpose of construction of the interface for the Muni Metro Rail Center transfer station under MR Contract No. 609.

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0061 M

Supplemental appropriation - \$102 - Adjust wage rates for one Class 7358 Patternmaker, Municipal Railway

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0062 M

Supplemental appropriation - \$1,890 - Adjust wage rates for five Class 7355 Truck Drivers, Municipal Railway

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0063 M

Supplemental appropriation - \$18,628 - Salary adjustment for seven miscellaneous positions - Municipal Railway

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0064 M

Approving travel expense vouchers - \$762.85 and \$708.61 - two Municipal Railway employees trip to Winnipeg, Canada - Testing and inspection of new trolley coaches, Flyer Industries' plant

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0065 M

Approving compromise settlements, collection of Municipal Railway claims for damages - \$1,667.45 and write off of uncollectible accounts receivable \$404.05 - Month of December 1975.

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0066 M

Approving payment of claims against the Municipal Railway - Month of December 1975

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0067 M

Approving bid call for five-year transit advertising agreement, commencing July 1, 1976

Vote: Ayes-Carey, Flynn, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0044-MR

Approving payment of claims against the Municipal Railway - Total amount \$422,352.14

Vote: Ayes-Carey, Flynn, Douglass

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Special Order of Business - 2:30 p.m.

ELECTION OF OFFICERS

The calendar item was announced by Commission President Flynn. Commissioner Carey announced that Mayor George R. Moscone had requested the PUC postpone the election of president and vice president for thirty days until the meeting of February 24, 1976. Commissioner Carey said that in the spirit of goodwill and cooperation with the new mayor he moved the elections be rescheduled for the meeting of Tuesday, February 24. Commissioner Douglass seconded.

Commissioner Byrne, on discussion, asked Utilities General Counsel William F. Bourne whether this procedure would be in violation of City Charter provisions.

Mr. Bourne advised that the Charter does not specifically speak to this; however, under the PUC's own rules of order the Commission would be required to hold the elections on this date. To suspend the rules of order would necessitate at least four votes of the Commission. To amend the rules would require posting of public notice prior to the rule amendment.

Commission President Flynn stated that he had not been informed of Mayor Moscone's request and that it would seem appropriate for the Mayor either to inform the Commission as a whole, its President, the General Manager of Public Utilities, or the Commission Secretary. Other Commissioners and the General Office had received no such request. Thereupon Commissioner Flynn ruled Commissioner Carey's motion out of order, and proceeded with the election.

Commissioner Byrne nominated Commissioner Flynn for President. The nomination was seconded by Commissioner Flynn.

Commissioner Carey nominated Commissioner Berman, which was seconded by Commissioner Douglass.

Commissioner Flynn called for roll call in the order of the last nomination first. On the nomination of Commissioner Berman for President, Commissioners Flynn and Byrne voted "no"; Commissioner Berman abstained; Commissioners Carey and Douglass voted "aye."

Utilities General Counsel Bourne advised Commissioner Berman there was no freedom to abstain in this situation. Whereupon Commissioner Berman asked for a five-minute recess, which was granted but the Chair stated it could not be a closed session. (2:40 p.m.)

After the five-minute recess, Commissioner Berman broke the tie by voting for himself.

Commissioner Flynn then turned the gavel over to newly-elected President Berman.

Commissioner Carey was elected Vice President, upon nomination by Commissioner Douglass, seconded by himself. The vote on roll call was split -- Commissioners Flynn and Byrne opposed, Commissioners Berman, Carey and Douglass in favor.

Commissioner Flynn had also nominated Commissioner Byrne for Vice President, but Commissioner Byrne declined on account of personal business.

PUBLIC HEARING - To consider revision of the existing schedule of rates, fares, and charges by the Municipal Railway so as to establish on a permanent basis the discount fare for the handicapped.

Curtis E. Green, Municipal Railway General Manager, explained the Railway's recommendation that the handicapped discount fare program approved by PUC Resolution No. 75-0194, adopted May 27, 1975, and Board of Supervisors Resolution 443-75, June 16, 1975, for a six-months trial period, be continued on a permanent basis. The Muni staff also recommended that the program for reduced fare for the qualified handicapped be expanded to all hours for a six-month trial period. The original trial period excluded the peak periods (7:00 to 9:00 a.m. and 4:00 to 6:00 p.m.), and at the time the Board approved the discount it requested review of the program at the conclusion of the trial period with the view to extending it to all hours, if practical.

Mr. Green stated that 1900 discount fare cards have been issued, and the resultant revenue loss to the Railway has not been substantial.

Anticipated annual farebox revenue loss incurred by the handicapped discount fare program is \$76,000. He asked the Commission to approve supplemental appropriation requests to cover this amount, plus \$11,895 estimated one-year operating cost based on actual costs incurred by the program between July 1, 1975, and September 30, 1975. When the Board of Supervisors approved the handicapped discount program on a temporary basis it did not approve a supplemental appropriation that would provide resources for Muni implementation of the program.

Commissioner Berman called for statements from the audience. The following spoke:

Walter O'Donnell, representing Self Help for the Aging, 944 Market Street, #300.

Richard Delgado, of the California Association of Physically Handicapped

Dean W. Dickensheet of 2430 Lake Street, #7

All urged continuation of the program, and felt the extension of time to all hours would not create a problem, as the disabled handicapped wish to avoid crowds as much as possible and prefer not traveling during peak hours.

Commissioner Byrne moved continuation of the 5¢ discount fare for the handicapped, the extension of riding time to include all hours on a 6-month trial basis, and supplemental appropriation to provide costs of administering the program.

Commissioner Carey seconded.

On roll call, the Commission approved the motion and Resolution No. 75-0044 and Resolution No. 75-0045 were adopted.

PUBLIC HEARING - Budget Proposals for the Fiscal Year 1976-77 for all departments under the jurisdiction of the Public Utilities Commission.

Proposed Budget, 1976-77

Bureau of Light, Heat and Power	\$ 10,162,293
General Office, PUC	871,397
Municipal Railway	83,169,186
Water Department	28,673,457
Hetch Hetchy Project	<u>26,427,330</u>
	\$149,303,663

The increase between this and the 1975-76 budget is \$14,187,629.

Dr. John M. Christensen, Jr., Assistant General Manager-Finance, explained the budgetary requirements of the Utilities departments. He said that each of the Commissioners individually had reviewed the work accomplished, and the budgets had been available and advertised for public perusal since January 6. The budget presentation was originally scheduled for January 13, but a letter from Mayor George R. Moscone indicated certain requirements to be considered in the budget preparation which necessitated postponement. Part of information desired in the Mayor's request was that the budget data be presented in the form of programs. There will also be a line item presentation. He indicated the General Managers would specifically address the programmatic aspects in their presentations which would follow. Dr. Christensen then presented the general budget for the PUC with the line item highlights.

The primary differences between the current year and 1976-77 budgets are attributable to the following major impacts: Bureau of Light, Heat & Power--additional street lighting and lighting of public buildings in the amount of \$2,105,994; Hetch Hetchy Water & Power System--an increase of \$1,700,000 in purchase of power for resale and \$2,638,000 in Reconstruction and Replacement for the support of a capital program of the Municipal Railway; Water Department--a major increase in Materials and Supplies due to the rapid rise in costs for chemicals, a significant increase in insurance and taxes, and \$1,500,000 increase in allocation of costs for the water supplied by Hetch Hetchy; and the Municipal Railway--an increase of \$5,815,517 to cover increased costs of wages and fringe benefits, materials and supplies, fuels, new employments, and a deferred maintenance program.

Funds to finance the budget will be obtained from the following sources in the estimated amounts:

Revenues	\$ 81,186,787
Revenue Sharing	9,500,000
Inter-Fund Receipts	7,300,802
Transportation Development Act Funds (MTC)	4,100,000
Transit Assistance Program (Federal)	6,500,000
Ad Valorem Taxes	40,716,074
Total	<u>\$149,303,663</u>

Each of the department managers then discussed his budget, the key elements, and answered questions from the Commission.

Oral L. Moore, Hetch Hetchy General Manager, stated that this year is the driest the system has ever experienced. Domestic consumption and the Water Department service area rely upon water stored in Hetch Hetchy Cherry Lake; however, there has been no precipitation in the watershed so far this winter. Mr. Moore explained that electrical power generation has been reduced in order to conserve water to insure a continuing supply of power for the City. This means that Hetch Hetchy power revenues will be less than has been projected in the budget, assuming the drought continues. He therefore recommended that the appropriation surplus of \$1.5 million be deleted from the proposed budget.

Following discussion, on motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission approved the deletion.

On being questioned by Commissioner Carey as to whether the change in craft employee's hourly wage rates covered by Proposition "B" has been included in the wage and salary computations, Mr. Moore replied that in accord with budgetary procedures, the rates presently in effect are the figures used.

Commissioner Carey asked for an explanation of the duties of the 7312 Chauffeur. Mr. Moore said the individual in this position primarily operates and maintains the Hetch Hetchy motor pool of 20 trucks and automobiles at 835 Howard Street.

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Kenneth R. Boyd, Water Department Acting General Manager, said the Water Department's proposed budget reflects an increase of 3.5 percent and, in view of inflationary costs, it is most conservative and austere. There are no new programs or new positions, and 12 vacant positions, which have been determined to be non-essential under current circumstances, have been deleted.

Commissioner Carey asked if the department has considered changing contract procedures wherein a contractor may bid for furnishing material the Water Department is presently purchasing, storing and supplying itself (pipe fittings, valves, etc.). Mr. Boyd said a full report will be available in a month analyzing this procedure in order to determine whether or not a saving can actually be achieved.

In answer to Commissioner Flynn's question, Mr. Boyd said the proposed budget includes the 15 percent increase in water rates approved by the PUC and presently before the Board of Supervisors.

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Curtis E. Green, Municipal Railway General Manager, presented a detailed explanation of the Muni's proposed budget of \$83,169,186, an increase of \$5,815,517 (7.52%) over the current budget. Stringent measures were applied to hold this down without damaging service, but the following increases had to be accepted:

48 new employments for \$787,651 in salaries and wages

\$391,000 in salary and craft wage increases

\$577,064 in operators wages

\$1,070,000 to complete motor coach rebuild program

\$779,425 for materials and supplies

\$942,453 for mandatory fringe benefits

With charts, Mr. Green explained the Municipal Railway revenues and resources, as compared to the budget request; a comparison of 1975-76 and 1976-77 budgets; and a recap analysis of increases in operating budgets, 1964-65 to 1976-77.

Commissioner Carey commented on one of the Muni's major problems--the motor coach maintenance program, in that the new motor coach equipment being purchased requires service checks after every 1500 miles. This means that about 50 buses every day have to be in the shop in order to furnish first-class service.

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With regard to the General Office Budget, Dr. Christensen explained there are no additional personnel and no additional equipment requested. The increase is attributable to Social Security, fringe benefits, and legal assistance provided by the City Attorney's Office.

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Commissioner Berman called for speakers from the audience.

C. R. Arnold, 350 Hamilton Street, of the Board of Supervisors. Citizens Advisory Panel for Transit Improvement (CAP), yielded to Jack Oppenheimer.

Jack Oppenheimer, 2275 Beach Street, of CAP, asked for an accurate \$87 million budget to restore full Muni service.

He said the proposed budget demonstrates what CAP believes to be short-sighted financial planning that does not deal adequately with the long range problems in maintaining the Muni. He cited five specific areas totaling almost \$2 million where cuts from the original January 6 budget, which was withdrawn and altered following the new Mayor's request to maintain this year's budget levels, would directly affect Muni's maintenance capability.

Wages: 66 proposed new maintenance and service positions reduced to 31, a cut of \$590,000

Accident claims & expenses: Cut by over \$700,000

Additions & Betterments: All \$266,000 has been cut completely in anticipation of UMTA federal funds. What assurance that these funds are forthcoming?

Reconstruction & Replacement: Cut \$388,000. Included is \$4500 of deferred maintenance that would rehabilitate fire fighting equipment at Geneva carhouse.

Contractual Services: \$15,000 increase for cleaning Muni's passenger shelters.

Mr. Oppenheimer urged the Commission to adopt the original budget of \$87 million for the Muni, rather than the \$83 million budget which he feared is an "illusion."

Mr. Crowley and Dr. Christensen explained that many hours were spent going over every item. It became a decision of what could be done and arriving at a common ground--making sure all was valid and necessary. People must be realistic--this is a budget where revenues pay only 30 percent of the cost. The Post report is proposing at the State level that revenues must cover at least 40 percent of the costs. San Francisco is at the low end of the spectrum for cost coverage by revenue and would like to keep the low fares; therefore costs must be controlled.

Ms. Marguerite Warren, of 1746-32nd Avenue, said that the role of the Muni's non-profit corporation, the San Francisco Municipal Railway Improvement Corporation, does not appear in the budget as a factor in the purchase of the equipment. She asked what was done with the time saved by Muni shop personnel which were to be relieved from overhaul work by motor overhaul work being contracted out.

She advocated not purchasing buses in fleets because they wear out all at once; a fare increase to 30¢ to relieve the taxpayers from an increase in ad valorem taxes; and inclusion of money for safety in the buses. She claimed the problem is not being attacked on the basis of San Francisco's future; the Muni is relying too heavily on outside money, using more than 1/2 of all revenue sharing available to the City.

Walter O'Donnell, representing the Self Help for Aging, 944 Market Street, Room 300, said he agreed with Ms. Warren, that the City is counting too heavily on revenue sharing. He commented also on the hazardous condition of the Geneva carhouse.

Mr. Green said that the transit security program is to be funded by the Police Department. With reference to the shop building at Geneva carhouse, meetings have been held with OSHA and monies have been budgeted to deal with fire and safety equipment; however, the monies have been frozen. Application is also being made for funds from a federal grant.

Larry Martin, President, Transport Workers Union, Local 250A, said he is also concerned about safety conditions at Geneva carhouse. He agreed with CAP that the budget should be approved at the original \$87 million figure; and, with regard to violence and vandalism on the buses, said some sort of community relations program should be budgeted to handle this problem. He said it is better to spend \$100,000 to prevent rather than \$700,000 to repair.

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Commissioner Byrne moved adoption of the budget as presented by staff. Commissioner Carey seconded.

Commissioner Flynn, on discussion, proposed amending the motion to include the following three changes in the Municipal Railway budget:

Materials & Supplies	\$ 2,522,000 increased to \$	3,000,000
Fuels & Lubricants	\$ 2,126,000	\$ 2,500,000
Passenger & Damage Claims	\$ 2,900,000 .	\$ 3,500,000
Total increase		\$ 1,450,750
Total MR Budget	\$ 83,169,186 increased to \$	84,619,936
Total budget all depts.	\$149,303,663 increased to	\$150,754,413

Commissioner Douglass seconded the amendment.

On roll call, the amendment and the amended resolution were approved by unanimous vote. (Resolution No. 75-0046).

The meeting recessed at 5:05 p.m. and reconvened at 5:20 p.m.

PUBLIC HEARING - On proposed application with the U.S. Department of Transportation for a grant under the Urban Mass Transportation Assistance Act of 1964, as amended, for financial aid in connection with the following projects of the Municipal Railway rehabilitation program. Total estimated costs, \$6.18 million.

- a) Acquisition of 35 articulated diesel motor coaches.
- b) Application of new Muni fleet colors and graphics on 375 existing motor coaches to bring them into conformance with all new vehicle acquisitions.

Secretary Thomas G. Flynn stated that an official transcript of the hearing would be made in conformance with Department of Transportation requirements. He said that hearing notification was advertised in the required official and minority newspaper publications, and notices mailed to neighborhood associations and labor unions.

Dr. John M. Christensen, Jr. described the proposed application to UMTA, to be called "Transportation: Articulated Vehicles and Painting" (TAP).

It is proposed to acquire 35 high-capacity articulated coaches for service on high-density lines such as the 38-Geary. This will support the final recommendations of the Northwest San Francisco Transit Extension Study. The coaches proposed for MUNI will seat 65 passengers and will have three sets of double-width doors to speed boarding and alighting. They are intended to mitigate such problems as severe

overcrowding, bunching of buses, and loading delays.

The estimated cost of this program is \$6,182,250. It is proposed that a Federal grant in the amount of \$4,945,800 (80%) be sought. The local share of \$1,236,450 will be provided by the San Francisco Municipal Railway Improvement Corporation through the sale of bonds.

Commission President Berman opened the meeting for statements from the audience:

Paul Goodlett, speaking for Richard Delgado (California Assn. of Physically Handicapped) asked for a barrier-free design, with equal accessibility for all American taxpayers.

Mr. Green said the coach will represent an improvement for the handicapped and elderly. The specifications are the result of ten transport systems participating in the program and being coordinated by the California Department of Transportation. Commissioner Berman referred Mr. Goodlett's organization to CAL TRANS for discussion along the lines they are sensitive to.

J. B. Martin, 1750 Market Street, International Association of Machinists and Aerospace Workers. Requested that the application should specify that the coaches be built in America.

Mr. Crowley explained that certain state and federal laws preclude this discrimination, and that the reason for the several transit properties joining together in this program is to obtain an order sufficiently large to attract American manufacturers to participate in the bidding.

C. R. Arnold of CAP with regard to the bus painting, said that paying \$100,000 matching City funds for cosmetic purposes, whether needed or not, just to receive \$400,000 federal money, was not sufficient reason.

John Elberling, of CAP, 1500 Grant Avenue, did not remain to speak.

M. H. Klebolt, 480 Geary Street, Chairman, Planning & Operations Committee of CAP, asked that the Commission defer a decision until the next meeting so that information relative to the cost of supporting 35 buses for one route could be brought forth.

He asked for the maintenance cost on a daily basis of the articulated bus vs. the GM and AM General coach; and what additional capital outlay would be required to support these vehicles: special lifts; parking; parts, cost and where obtained; any additional money required from UMTA to building housing and maintenance facilities.

He said the question may be raised whether equipping a single route with the vehicle may be short-changing some citizens, e.g., those on the 12 or 14 route who would like a new bus.

He also asked whether 80/20 federal funding is assured on painting of the buses. If this is not forthcoming, he would rather see the money used to keep the buses clean than painted.

Peter McCrea, Chairman, Transportation Committee of the Planning Association for the Richmond District and Chairman for the Northwest Corridor Advisory Committee for two years spoke in favor of purchasing the buses. Unanimous recommendation of the N/W Corridor Advisory

Committee was that an improved bus system was logical for the next 10 to 15 years. This is the only major transit corridor in the City that has not been improved within the last 10 to 15 years--all others have upgraded service.

He further recommended that the POM study be pursued. A good deal of work needs to be done for transit preferential streets; boundary areas; parking areas, etc.

Walter O'Donnell also asked that the matter be put over two weeks, in order to answer the questions raised. Is air-conditioning needed for San Francisco buses? With longer buses, will removal of parking meters be required? The subject of putting street cars back on Geary Street has been raised in the Board of Supervisors.

Ms. Warren said she was apprehensive of the Municipal Railway diversification of its forces and not looking at the City as a whole. Will this tie into the whole system? If the larger buses are used, how much parking is lost?

Commissioner Berman asked if there would be a serious disruption in the time schedule if the Commission put the matter over for 30 days.

Mr. Green and Dr. Christensen advised that a decision should be reached as soon as possible; that the matter of the application still has to go before the Board of Supervisors for approval; and a delay of that nature indicates some uncertainty as to whether the Commission wants to go forward. The consortium is now out to bid and a reduction of 10 percent in the number of coaches (Muni's share) could impact on the procurement.

Commissioner Byrne moved the matter be put over 30 days for more study; Commissioner Carey seconded.

On discussion, Merrill Cohen, TIP engineer who has been working with the consortium on the articulated buses for almost two years, urged that this matter go forward. The Muni has considered the parking and maintenance requirements for these vehicles and is satisfied it can take care of them. Further spare parts are included in the bid now out for supplier's consideration. There is a need for these coaches and they are better for handicapped than any of our others.

Commissioner Berman, noting that the Muni has been considering the subject for two years, admonished the staff and the programmers to bring these matters to the Commission in ample time to allow them opportunity for consideration.

Commissioner Carey then moved for amendment of the motion so as to permit continuance of the matter to the February 10 meeting, two weeks hence. Commissioner Byrne agreed to the amendment. On roll call the Commission unanimously approved continuing the hearing to the February 10 meeting.

(A complete transcript of this hearing is on file with the Secretary in the offices of the Public Utilities Commission.)

6:20 p.m.

PUBLIC HEARING - Policy approval of the Recreational Development
Plan for Peninsula Watershed Lands

The presentation of the recommended plan for possible recreational uses for a 4,000-acre section of the SFWD lands in San Mateo County was made by Kenneth R. Boyd, WD Acting General Manager, and Richard A. Moore, President of EDAA, Inc., San Francisco environmental planning firm.

The plan calls for "a low intensity development program that would essentially provide the visitor with a variety of recreational opportunities keyed to experiencing the natural beauties, wonders and environment of the watershed landscape."

Citizen advisory committees in San Francisco and San Mateo counties worked with the consultants during the 3-year study.

The plan includes 40 miles of trails, six parking areas with a capacity for 500 automobiles, six picnic areas with 110 tables, a 25-acre play meadow, and a nature study center adjacent to the entrance road to the Phleger Estate (south of Mrs. William Roth's Filoli Estate), with parking for 25 horse trailers.

Although the plan does not include a golf course, it states that an 18-hole golf course could be built on Water Department lands and a portion of the Filoli Estate. This, however, is contingent upon San Mateo County acquisition of the Filoli lands, and an agreement covering San Mateo County's use of 162 acres of Water Department land.

Cost of development has been estimated at \$2.5 million, and annual maintenance and operating costs at \$647,000.

Exclusive of a golf course, revenue from the recreation area would amount to about \$200,000 annually, which means the operation would require a yearly subsidy of approximately \$447,000.

Mr. Boyd explained that Public Utilities Commission policy as mandated by the City Charter does not permit it to utilize funds under its control for development, operation, and maintenance of such recreational facilities.

Mr. Boyd emphasized that the Department recommends PUC approval in concept only and not the detail of the plan.

Commissioner Berman opened the meeting to expressions from the audience.

John Gilliland, 301 Encina, Stanford, representing the Sierra Club
Loma Prieta Chapter,
(also served as vice chairman on San Mateo County Advisory
Committee on the watershed)

He said the Sierra Club was disappointed that many of their recommendations to the consultant were not seriously considered in the plan. He pointed out that no alternative plans have been made involving Filoli Estate and they do not find compelling the case made by the consultants for construction of parking along Canada Road, the automobile orientation of the plan, or intrusion of an 18-hole golf course into the center of the valley. He strongly recommended a

three-year phased approach to any change in the utilization of the land of the valley.

Michael Painter, SPUR and Chairman, Citizens Advisory Committee, recommended policy approval of the recreational plan. He left the meeting before being called on. His statement, read by the Secretary, said that SPUR was glad the present plan was selected from the three alternatives. This plan represented the lowest level of recreational development, thereby preserving the natural quality of the land while still providing a significant recreational resource to the citizens of the Bay Area.

Mrs. John Hooper, 580 Mt. Home Road, Woodside. (left before being called on)

Darryl Skrabak, 701 Noe Street, San Francisco, and Charles Robbins Arnold, 350 Hamilton Street, San Francisco, Executive Director and Director, San Francisco Bicycle Coalition.

Commented on the bike trail aspects of the plan, and felt that the costs of improvements could be kept well below the reported figure. Expressed concern about the area east of San Andreas Lake which was not included in the study, where access to the recreational area is blocked by the Junipero Serra freeway.

Douglas Hom, planner with the Department of City Planning, pointed out that before any action can be taken by the Water Department the plan must be submitted to the staff of the City Planning Department for an environmental impact review.

Commissioner Byrne was excused at 6:30 p.m.

Mr. Boyd stated the comments at today's meeting would be taken under consideration. He pointed out that the Water Department is not recommending that the Commission decide today just exactly what is to go where and how much, because there is no firm feeling except that low intensity is the better program to follow for recreation. The plan that developed was the fairest compromise of the various inputs. The Water Department is in the water business; Public Utilities Commission is in utilities business; any idea of cost will have to be projected into the future.

Commissioner Berman stated a policy approval at this time is far from being what finally will be available for recreational use in that area. It is just another step. The Commissioners visited the area and were given a firsthand briefing on the location, involvement of the various committees, and input from San Mateo County. What is before the Commission today is approval or disapproval of the policy determination.

Commissioner Carey moved that the concept decision be continued 30 days and some of the issues be resolved and rebuttals presented. Commissioner Douglass seconded.

Mr. Moore of EDAM stated that most of the comments today resulted from misunderstandings. The plan as presented is not a detailed plan, but rather an illustrative plan. It has received wide public exposure--the material plus slides have been presented at 12 previous meetings. Thousands of citizens hours have been put into this study - meetings with San Mateo - meetings with the conservationists.

Commissioner Carey then withdrew his original motion, and moved that the Commission adopt in general the policy approval of the recreational development plan. Commissioner Douglass seconded. On roll call, the Commission adopted Resolution No. 76-0047, approving the concepts presented in the EDAW, Inc. report dated August, 1975.

Commissioner Berman was excused at 7:05 p.m. and Commissioner Carey presided over the remainder of the meeting.

Resolution No. 76-0067, approving bid call for five-year transit advertising agreement, commencing July 1, 1976.

On Commissioner Flynn's motion the Commission directed that the bid documents should specify that certified financial statements must be furnished.

Communications:

None

Roll Call:

With reference to the Water Department report of delinquent leases for the quarter ending 12/31/75 - Carl F. Zwissig, amount due \$13,720 where time has been requested due to settlement of estate: Commissioner Flynn asked that the Commission be kept informed of the developments.

THEREUPON THE MEETING ADJOURNED: 7:30 p.m.

Thomas G. Flynn
Secretary and Assistant
General Manager

MINUTES

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

February 10, 1976

DOCUMENTS

MAR 9 1976

SAN FRANCISCO
PUBLIC LIBRARY

COMMISSIONERS

Henry E. Berman, President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Flora G. Douglass

DEPARTMENTS

Municipal Railway
Hetch Hetchy Project
Water Department

BUREAUS

Accounts
Public Service
Personnel & Safety
Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m.

Present: Commissioners Henry E. Berman, Dennis V. Carey,
H. Welton Flynn, Joseph P. Byrne

Absent: Commissioner Flora G. Douglass

The minutes of the regular meeting of the Commission held January 27, 1976 were approved as amended.

RESOLUTION
NO.

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0069 W

Lien and special assessments on property for unpaid water service charges:

Block 641, Lot 4
Malcom S. M. Watts
\$105.30

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0070 W

Lien and special assessments on property for unpaid water service charges:

Block 1765, Lot 44
Abbas Fard
\$299.22

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0071 W

Lien and special assessments on property for unpaid water service charges:

Block 7019, Lot 16
Hide Releford
\$202.49

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0072 W

Lien and special assessments on property for unpaid water service charges:

Block 7090, Lot 38
Jack R. Cooper
\$181.44

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0073 W

Lien and special assessments on property for unpaid water service charges:

Block 6201, Lot 18
Taru Singh
\$141.32

Vote: Ayes-Berman, Carey Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0074 W

Lien and special assessments on property for unpaid water service charges:

Block 279, Lot 3
William B. and Evelyn Jee
\$131.19

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0075 W

Lien and special assessments on property for unpaid water service charges:

Block 1206, Lot 1
Southern Pacific Memorial Hospital
\$390.21

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0076 H

Bid Call - HH Contract No. 541 - Reconditioning surface and painting 58 steel transmission towers along Moccasin-Newark transmission line

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0077 H

Award - HH Contract No. 517 - Transit power facilities for the K Line, including street lighting and traffic signal work \$132,865 - Amelco Electric of San Francisco

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0078 H Approving Redevelopment Agency's proposal for construction of a new street lighting system in Hunters Point

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0079 H Approving U. C. Construction Company's proposal for construction of a new street lighting system on Moneta Court.

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0080 H Approving collection of Bureau of Light, Heat and Power damage claims - Month of December 1975

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0081 W Completion of professional services contract - Brown and Caldwell, consulting engineers - Design and inspection of a centralized data acquisition and control system

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0082 W Completion of WD Contract 1618 - Construction of fences on Water Department properties in San Mateo County - \$475.27, credit modification - Anchor Post Products, Inc., contractor

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0083 W Completion of WD Contract No. 1688 - Laying iron mains in 19th Street between Church and Castro and 20th Street between Dolores and Church - \$1,340.00, excess modification - Lowrie Paving Company, Inc., Inc., contractor

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0084 W

Approving collection of Water Department claims for damages - Month of January 1976

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0085 W

Approving write-off of uncollectible accounts - Month of December 1975 - Water Department

Vote: Ayes-Berman, Carey, Flynn, Byrne

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0069-MR

Approving payment of claims against the Municipal Railway in total amount \$27,092.20

Vote: Ayes-Berman, Carey, Flynn, Byrne

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

PUBLIC HEARING (continued from January 27, 1976 meeting)

On proposed application with the U.S. Department of Transportation for a grant under the Urban Mass Transportation Assistance Act of 1964, as amended, for financial aid in connection with the following projects of the Municipal Railway rehabilitation program. Total estimated costs, \$6.18 million.

- a) Acquisition of 35 articulated diesel motor coaches.
- b) Application of new Muni fleet colors and graphics on 375 existing motor coaches to bring them into conformance with all new vehicle acquisitions.

Curtis E. Green, Municipal Railway General Manager, presented answers to the questions which were raised by the Commission, the Citizens Advisory Panel for Transit Improvement (CAP), and others at the January 27th meeting on the proposed procurement of the 35 articulated diesel motor coaches, and the painting of existing coaches with the new Muni fleet colors and graphics. Specific questions raised were: where the coaches could be stored and maintained; cost of operation of the articulated coaches; would the coaches be made in America; how they would be financed; why the coaches would be assigned to the Geary line; the maneuverability of a 60-foot bus in traffic; would larger bus zones be required, thus reducing automobile parking space; Supervisor Mendelsohn's suggestion that Muni consider operating streetcars on Geary Street.

Arden Danekas, President of the Planning Association for the Richmond, said his organization is in favor of expanding the bus system on Geary Boulevard, and in addition favor implementation of a transit preferential system with stops such as those installed on Polk Street.

M. H. Klebolt, Chairman of the Planning & Operations Committee of CAP, presented the request of his organization that the PUC defer any action on this application until completion of studies pending as result of Supervisor Mendelsohn's suggestion to restore rails to Geary Street.

Mr. Klebolt said that all of Mr. Green's arguments make sense, but looking at future operation, the plan raises serious questions in terms of maintenance cost. Two questions need to be answered: 1) inspection policies, and 2) how many years before the engine will have to be rebuilt. He also disagreed with Mr. Green's arithmetic for cost of painting the coaches.

Mr. Klebolt said articulated coach operation is not new. They were in use in the 1920's, but were abandoned because of high maintenance costs.

When Commissioner Berman pointed out the advancement of technology since the 20's and 30's, Mr. Klebolt suggested that San Francisco let the other members of the consortium iron out the difficulties first.

Commissioner Flynn asked Mr. Klebolt what CAP saw as the possibility of rerailing Geary Street. Mr. Klebolt answered "fifty-fifty," in view of UMTA's position of disenchantment with rail-oriented projects because the United States does not have the technology of putting a rail car together. Due to the problems of the LRV at Boeing and Rohr, Mr. Klebolt said the chances of 80/20 money for a rail car line are almost nil.

Commissioner Carey asked whether Mr. Klebolt's preference for adding more buses to Geary Street would not increase parking and traffic problems. Mr. Klebolt answered that any problems could be solved by using dynamic dispatching, as set out in the POM study. By installing an inspector and dispatcher at both ends of the line, communicating constantly, and with a system of turnbacks and realignments of service, the headways could be maintained.

Mr. Klebolt also brought up the question of security problems with the addition of a back half to the present vehicle, when the Muni is already having security problems.

Commissioner Flynn said the Commission is concerned about the safety of Muni passengers and will deal seriously with the security problem.

Michael S. McGill of San Francisco Planning & Urban Renewal (SPUR) said his organization supports service in the Northwest Corridor through exclusive transit lanes and bus service. The use of the articulated coach would be an excellent way to increase service and reduce operating costs. However, he said, the only way cost reduction would be achieved is by reducing operator costs. He asked for clarification of Mr. Green's figures. If 52 Mack buses are to be retired and replaced by 35 articulated coaches, this would reduce the number of platform men by 17.

Commissioner Flynn asked that if fewer than 35 articulated buses are to be used on Geary Street, where would the balance be used. Mr. Green said the 30 Stockton line is a "likely candidate."

Samuel Walker, representing the Transport Workers Union, Local 250A, said the TWU does not object to the articulated bus. However, there may be need for a conductor and some help due to the fact that there will be three doors on a vehicle carrying more people.

Walter O'Donnell of Self Help for the Aging, suggested there would be many problems with storage and maintenance facilities with one line operating out of three yards. He also spoke of the security problems.

J. B. Martin of the International Association of Machinists and Aerospace Workers, said from the union standpoint there would be no objection to the purchase of these articulated coaches if they are made in this country.

Commissioner Byrne asked if it has been definitely determined whether one or two men would be operating these coaches. He asked whether the Muni has a written agreement with the Union or any sort of decision made to cut the operating cost?

Mr. Green said he did not think it necessary to determine that at this point--the first step is to become a part of the team eligible for funds to participate in the program if such program is available.

Commissioner Flynn pointed out this was an important question to be resolved inasmuch as Mr. Green represented the saving as being in the drivers. Commissioner Byrne said he did not intend to vote on this matter until there is a written agreement with the TWU on this point.

Commissioner Berman asked Utilities General Counsel William F. Bourne that if the Commission voted to participate in the application with UMTA on this fleet purchase of buses, could it turn down its acceptance of those bids at the time the bids came in for whatever reason. The lead-time would then give Mr. Green and the Union an opportunity to thrash out this problem and provide the Commission with the alternative at that time.

Mr. Bourne said he would have to see the structure of the agreement between City and UMTA before he could answer.

Merrill R. Cohn, Equipment Engineer said the bid documents contain several options for the purchase of the coaches. The price of the contract would be based on 305 vehicles; however, there are provisions for increasing or decreasing in increments of ten. Also, although the Muni has stated a desire for three doors on the side, the coach is also made with two doors on the side.

Commissioner Byrne moved that the hearing be continued at the next regular Commission meeting, February 24. Commissioner Carey seconded.

Commissioner Carey asked Mr. Bourne what prerogatives the Railway would have with regard to withdrawal if and when a bid is submitted. Mr. Bourne said the Railway should supply his office with the necessary information for his review of the matter. Commissioner Berman asked Mr. Green to supply this information to the City Utilities General Counsel so the Commission may have legal advice

in making its decision at the next meeting. The Commission also instructed Mr. Green to work out a "memorandum of understanding" with the TWU as to the number of operators to be used. Mr. Walker agreed that the union will be willing to sign such a document if its questions are answered satisfactorily.

On roll call for continuation of the hearing to February 24, Commissioners Berman, Byrne, and Carey voted "aye"; Commissioner Flynn voted "no."

Water Department Lien Proceedings

Hearing on Delinquent Water Service Accounts in excess of \$100.00.

1. Account No. 016-3480-2

Property: Block 3755, Lot 79
Owner: Richard Conroy
Account closed: December 1, 1975
Amount due: \$747.64

ACTION: Not calendared; full payment received.

2. Account No. 165-4240-3

Property: Block 753, Lot 15
Owner: Neil Bleuler
Account closed: October 23, 1975
Amount due: \$264.79

ACTION: Not calendared; full payment received.

3. Account No. 174-1910-2

Property: Block 641, Lot 4
Owner: Malcom S.M. Watts
Account closed: October 23, 1975
Amount due: \$105.30

ACTION: No one appeared to protest or object to the Water Department's report on the delinquent account.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission voted unanimously to confirm the report and directed that lien be filed against the property, pursuant to S.F.Ordinance No. 450-73

4. Account No. 202-2760-2

Property: Block 13, Lot 4
Owner: Lucien Sabella
Account closed: November 1, 1975
Amount due: \$537.85

ACTION: Off calendar; full payment received.

5. Account No. 218-1240-3

Property: Block 330, Lot 3
Owner: Transamerica Title Insurance
Account closed: November 5, 1975
Amount due: \$138.35

ACTION: Not calendared; full payment received.

6. Account No. 224-1390-3

Property: Block 286, Lot 1
Owner: Lum Yip Kee, Ltd.
Account closed: August 12, 1975
Amount due: \$113.58

ACTION: Not calendared; full payment received.

7. Account No. 234-3620-1

Property: Block 164, Lot 11
Owner: Cecilia Puccinelli
Account closed: June 20, 1975
Amount due: \$113.83

Lawrence J. Horn, of Henry Horn & Sons, Real Estate, appeared representing the owner, Mrs. Cecilia Puccinelli. He explained that the delay in payment was due to the fact that the tenant who incurred the bill was deceased and the matter was in the hands of the estate.

Utilities General Counsel Bourne explained that the effect of the lien law is to establish the responsibility of the property owner regardless of who actually consumed the water. The property owner is allowed to collect and may use whatever actions legally available against the true user; however, under the governing law the property owner is responsible for payment of the bill.

Mr. Horn said Mrs. Puccinelli is willing to pay the bill, and on motion of Commissioner Carey, seconded by Commissioner Byrne, the matter was put over until the next meeting to allow time to settle the account.

8. Account No. 379-5190-1

Property: Block 1765, Lot 44
Owner: Abbas Fard
Account closed: October 24, 1975
Amount due: \$299.22

ACTION: No one appeared to protest or object to the Water Department's report on the delinquent account.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission voted unanimously to confirm the report and directed that lien be filed against the property, pursuant to S.F. Ordinance No. 450-73.

9. Account No. 487-4750-6

Property: Block 7019, Lot 16
Owner: Hide Releford
Account closed: September 18, 1975
Amount due: \$202.49

ACTION: No one appeared to protest or object to the Water Department's report on the delinquent account.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission voted unanimously to confirm the report and directed that lien be filed against the property, pursuant to S.F.Ordinance No. 450-73.

10. Account No. 492-4790-3

Property: Block 7090, Lot 38
Owner: Jack R. Cooper
Account closed: November 7, 1975
Amount due: \$181.44

ACTION: No one appeared to protest or object to the Water Department's report on the delinquent account.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission voted unanimously to confirm the report and directed that lien be filed against the property, pursuant to S.F.Ordinance No. 450-73.

11. Account No. 543-4500-2

Property: Block 6201, Lot 18
Owner: Taru Singh
Account closed: November 14, 1975
Amount due: \$141.32

ACTION: No one appeared to protest or object to the Water Department's report on the delinquent account.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission voted unanimously to confirm the report and directed that lien be filed against the property, pursuant to S.F.Ordinance No. 450-73.

12. Account No. 735-1780-7
735-0785-4

Property: Block 279, Lot 3
Owner: William B. and
Evelyn Jee
Account closed: August 1, 1975
Amount due: \$131.19

ACTION: No one appeared to protest or object to the Water Department's report on the delinquent account.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission voted unanimously to confirm the report and directed that lien be filed against the property, pursuant to S.F.Ordinance No. 450-73.

13. Account No. 740-1010-2

Property: Block 295, Lot 7
Owner: Post and Powell Corporation
Account closed: October 31, 1975
Amount due: \$279.37

ACTION: Not calendared; full payment received

14. Account No. 751-1620-2

751-1650-2
751-1660-1
751-1660-2
751-1670-1
751-1670-2
751-1680-2

Property: Block 1206, Lot 1
Owner: Southern Pacific
Memorial Hospital
Account closed: September 22, 1975
Amount due: \$390.21

ACTION: No one appeared to protest or object to the Water Department's report on the delinquent account.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the Commission voted unanimously to confirm the report and directed that lien be filed against the property, pursuant to S.F.Ordinance No. 450-73.

Water Department Calendar Item No. 1, approving professional services contract for inspection and study of earthquake stability of Crystal Springs Dam in San Mateo County, was put over for additional information from the staff.

Commissioner Flynn asked the Water Department to furnish the Commissioners with proposals from the top three consulting engineering firms selected from those interested in performing this work in order to make a determination as to the best contract from City's standpoint.

On motion of Commissioner Carey, seconded by Commissioner Byrne, the matter was taken off calendar and the Water Department was requested to furnish this additional data.

Communications:

None

Roll Call:

Introduction of New Business:

Mr. Klebolt of CAP addressed the Commission on the subject of the new "800" series trackless coaches being manufactured by Flyer Industries of Winnipeg, Canada; and said that a motion was passed at the January 29, 1976, public meeting of CAP, "that these coaches not be accepted until a round-table meeting of technical personnel from Vancouver, Edmonton, and San Francisco be held in San Francisco not later than March 1, for the purpose of sharing data on this coach and to arrive at agreed conclusions with respect to the performance of the vehicle.

The matter was referred to Municipal Railway and Public Utilities Management to discuss with Mr. Klebolt.

Robin Hood, President of CAP, also urged that the Commission secure adequate fire protection for the Muni carbarns.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

M I N U T E S

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

DOCUMENTS

MAR 22 1976

February 24, 1976

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COMMISSIONERS

Henry E. Berman, President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Flora G. Douglass

DEPARTMENTS

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John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m., February 24, 1976

Present: Commissioners Dennis V. Carey, H. Welton Flynn,
Joseph P. Byrne, Flora G. Douglass

Absent: Commissioner Henry E. Berman

Vice President Dennis V. Carey presided.

The minutes of the regular meeting of the Commission held February 10, 1976 were approved.

RESOLUTION On motion of Byrne, seconded by Flynn, the
NO. following resolution was adopted:

76-0087 M Public Hearing (continued from January 27 and
February 10, 1976 meetings.

Approving proposed application with the U.S.
Department of Transportation for a grant under
the Urban Mass Transportation Assistance Act of
1964 for financial aid

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the
following resolution was adopted:

76-0088 H Bid call - HH Contract No. 529 - Construction of
Carl Street underground substation and installa-
tion of equipment

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the
following resolution was adopted:

76-0089 H Completion of Contract No. 502 - Construction
of Ocean Avenue underground duct system,
Junipero Serra to Harold Avenue - Credit modifi-
cation, \$24,126.00 - Amelco Electric, contractor

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the
following resolution was adopted:

76-0090 H Supplemental appropriation - provide for Folsom
Street trolley coach system and turn-back loops
at Van Ness Avenue for the #41 and #47, and #1
and #3 trolley coach lines - Power Improvement
Program - \$181,400

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0091 H Supplemental appropriation - provide additional funds for materials and supplies - \$32,825

Vote: Ayes- Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0092 H Supplemental appropriation - provide additional funds for Workers Compensation insurance - \$8,000

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0093 H Supplemental appropriation - provide funds to adjust wages - 2 positions Class 7346 - \$103

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0094 GO Transfer of funds under \$10,000 - Departments under jurisdiction of PUC - Second quarter 1975-76 Total \$167,051.00

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0095 W Award WD Contract No. 1694 - Cement Mortar Line 20" pipe in Slocat Boulevard and 44th Avenue - \$131,280.00 - Ameron, Inc., of Wilmington, CA

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0096 W Completion of WD Contract No. 1684 - Excavation and repaving for water service trenches - Credit Modification, \$1,705.25 - Bepco, Inc., contractor

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0097 W

Supplemental appropriation - Provide additional funds for materials and supplies - \$362,512

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0098 W

Supplemental appropriation - Provide additional funds for Worker's Compensation Ins. - \$29,000

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0099 W

Supplemental appropriation - Provide funds to adjust wages - 2 positions Class 7346 - \$103

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0100 W

Settlement of litigated claim of Lyndon H. Smith vs CCSF (Water Department) Superior Court No. 672-691 - Payment to plaintiff, \$1,000

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0101 W

Professional services contract with W. A. Wahler and Associates, Dam Consulting Engineers, Palo Alto - Inspection and study of Earthquake stability of Crystal Springs Dam in San Mateo County \$345,000

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0102 W

Setting Tuesday, March 9, 1976, 2:30 p.m. for public hearing - Consider revision of the schedules of rates - San Francisco Water Department

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

- 76-0103 M Approving acceptance of grant, \$35,000, from Metropolitan Transportation Commission - Study of accessibility by the handicapped to the Municipal Railway's Muni Metro car.

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

- 76-0104 M Modifying and amending the "Information for Bidders" portion of bid invitation for 5-year transit advertising agreement.

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

- 76-0105 M Payment of claims - Month of January 1976 - Municipal Railway

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

- 76-0106 M Filing of San Francisco's claim for transit aid funds - State of California Transportation Development Act of 1971 (SB 325)

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

- 76-0107 M Supplemental appropriation - Provide funds for fire protection equipment - \$4,500

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Byrne, seconded by Douglass, the following resolution was adopted:

- 76-0108 M Approving compromise settlement and collections of damage claims - Cancellation of uncollectible accounts - Municipal Railway - Month of January 1976

Vote: Ayes-Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0086-MR

Approving payment of claims against the Municipal Railway in total amount \$83,735.15

Vote: Ayes-Carey, Flynn, Byrne, Douglass

The meeting recessed at 5:00 p.m. to reconvene and continue the meeting at 9:00 a.m. on Thursday, February 26, 1976.

Call to Order: 9:00 a.m., February 26, 1976

Present: Commissioners Henry E. Berman, Dennis V. Carey, H. Welton Flynn, Joseph P. Byrne, Flora G. Douglass

President Henry E. Berman presided.

RESOLUTION
NO.

76-0086 M

Approving agreement between the Public Utilities Commission, Municipal Railway, and Transport Workers Union Local 250A, on modifications to Sections 19 and 20, Salary Standardization Ordinance, and inclusion in the Memorandum of Understanding.

On motion of Carey, seconded by Flynn, the Commission voted 5 to 0 to rescind its earlier telephone poll vote on February 19, 1976, approving the agreement.

On motion of Byrne, seconded by Carey, the Commission voted 5 to 0 to adopt the new amended agreement.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

PUBLIC HEARING (continued from January 27, 1976 and February 10, 1976 meetings)

On proposed application to the U.S. Department of Transportation for a grant under the Urban Mass Transportation Assistance Act of 1964, as amended, for financial aid in connection with the following projects of the Municipal Railway rehabilitation program. Total estimated costs, \$6.18 Million.

- a) Acquisition of 35 articulated diesel motor coaches.
- b) Application of new Muni fleet colors and graphics on 375 existing motor coaches to bring them into conformance with all new vehicle acquisitions.

Vice President Carey stated the hearing was continued from the February 10 meeting for staff answers to questions raised.

Curtis E. Green, Municipal Railway General Manager, reported on the matter of possible personnel reductions by addition of the new articulated diesel motor coaches. He explained that Section 13.C of the purchasing procedures of the U.S. Department of Transportation prohibits a transit system from using federal funds to purchase equipment that would result in employment cuts. He said there is no intention to reduce the number of Muni operators. Any buses released from the Geary Corridor could be used to improve the level of service in other parts of the City.

As requested by the Commission at the previous meeting, Mr. Green discussed the subject of doors with Transport Workers Union Local 250A officials during the past week. Although a 3-door coach has loading and unloading advantages, he said he is now prepared to make a recommendation for a two-door articulated coach. Since 89 percent of the cost of operation is in labor, any advantage in using the larger vehicle would be lost if a conductor were to be required on each bus with three-doors. Mr. Green added that he accommodated the union's request to see an articulated bus in operation by arranging with Alameda/Contra Costa Transit to permit the Muni operators a demonstration ride on San Francisco downtown streets this morning.

The Commissioners reviewed previous discussions regarding the make-up of the ten members of the consortium, the number of systems asking for two-door and three-door coaches (20 percent--San Francisco and Southern California Rapid Transit--were requesting three-door operations), the maintenance methods and costs.

Vice President Carey opened the meeting to statements from the audience.

M. H. Klebolt, Chairman of the Planning & Operations Committee of the Citizens Advisory Panel for Transit Improvement (CAP) restated the position of CAP that the matter of acquiring the 35 articulated buses be deferred until such time as the Board of Supervisors acts on Supervisor Mendelsohn's suggestion to return electric rail streetcar service to Geary Street. Their only argument, he said, was on the question of maintenance cost.

Lawrence B. Martin, President of TWU Local 250A, said the union, following the ride on the A/C articulated bus, did not have a quarrel with the bus, but did have concern with some things and suggested that if the union could sit down with management and draw up agreement on these details they could live with whatever goes on the Geary line. He said the union would have no problem with a three-door vehicle if a fare collector were provided on board. Of concern also is where the extra operators released from the Geary line would be utilized.

Vice President Carey pointed out that, as Mr. Green stated, if the UMTA application is approved, the buses will not be available to San Francisco until late 1977 or possibly 1978. This would provide two

years in which to work out the administrative details.

Carl Natvig, speaking as an individual, spoke in favor of the three-door version of articulated coach. This will speed up service; the faster ride will attract more passengers, which will generate more revenue. The additional patronage should cover additional operational cost, he said.

Walter O'Donnell of Self Help for the Aging, restated his concern over operating out of three storage yards.

Jack Oppenheimer, of CAP, stated he had been informed by CALTRANS (Cecil Smith) that April 14, 1976, was the deadline for the Municipal Railway to express its affirmative interest in participating in this project.

Mr. Green and Merrill R. Cohn, project director, then clarified points raised. Regarding noise pollution, under the federal procurement specifications, the requirements of the manufacturer are more restrictive than those presently required by the State of California. As a courtesy to San Francisco, the bid opening date had been extended 14 days from March 30 to April 13, 1976. The difference in cost between the two-door and three-door coach was estimated to be from \$6,000 to \$10,000 per coach.

Commissioner Byrne moved approval of filing the grant application with UMTA for the purchase of the 35 articulated diesel motor coaches, with the stipulation that each be limited to two doors, and for the cost of painting 375 existing motor coaches to bring them into conformity with all new vehicles. Commissioner Flynn seconded. On roll call, Resolution No. 76-0087 was adopted, by a vote of 4 to 0.

(A complete transcript of this hearing is on file with the Secretary in the offices of the Public Utilities Commission.)

Resolution No. 76-0101, approving professional services contract with W. A. Wahler and Associates, Dam Consulting Engineers, for inspection and study of earthquake stability of Crystal Springs Dam. Total fee, \$345,000.

Water Department General Manager Arthur H. Frye, Jr., presented this item. Messrs. Wahler and Wulff of W. A. Wahler and Associates were present.

Commissioner Flynn asked, "under the scope of the work as recited in this contract for a fee of \$345,000 is it conceivable that something might occur that would cause a substantial increase in the cost of the contract as stated?"

Mr. Wulff replied it is conceivable that a change could occur, but it is also conceivable that a savings could occur. On the basis of past experience, without knowledge of the geological problems, they have tried to make provision in the cost estimate to provide for some of the unknowns. There are a number of things provided for that could prove not to be needed at all and could be cut out. The program has been spelled out in detail. It would be easy for anyone reviewing

the work as it progresses to tie in the cost estimate, he said.

Commissioner Flynn asked if there was any contingency in the \$345,000. Mr. Wulff said there are no contingencies.

Resolution No. 76-0106, approving filing of San Francisco's claim for transit aid funds available under State of California Transportation Development Act of 1971 (SB 325) for fiscal year 1976-77.

Jack Oppenheimer commented that the Municipal Railway is in great need of operating assistance, as distinguished from capital funds, and this should be explored to the fullest.

Dr. Christensen explained that the monies acquired from TDA of 1971 represent 1/4¢ of the sales tax which is applied to all items in the County of San Francisco. Those funds this year amount to \$7.8 Million, the amount of the claim. The funds must be shared with other properties--A/C Transit, BART, Golden Gate Bridge Authority. Under the law 75 percent of the money must be applied to capital items. San Francisco uses the money for payments to the San Francisco Municipal Railway Improvement Corporation for the capital items obtained through that non-profit corporation.

Resolution No. 76-0107--approving Municipal Railway supplemental appropriation in amount \$4,500 for fire protection equipment for certain Municipal Railway facilities.

Mr. Oppenheimer said CAP is gratified to see this action taken, but wished to register the hope that in the future these necessary items for keeping the shop facilities up to date and in repair will not be piece-meal supplemental requests for funds but will be regularly budgeted items.

Commissioner Flynn explained that this is the only way these requirements can be met. The items have been in the budget year in and year out. Ninety percent of what the Commission asks for in supplemental requests comes from what has been cut from the original budget.

Commissioner Byrne stated that during his term on the Commission he has spent considerable time with the other Commissioners in going over every budget, and that there was not one single budget that had not been cut down by the Mayor and Board of Supervisors. Supplemental appropriations are a necessity; the Municipal Railway cannot operate without them. When the Board of Supervisors and Mayor go over the budget, they cut out indiscriminately.

Commissioner Flynn said he would like CAP to go to the Board of Supervisors; CAP could help the Railway a great deal on this matter.

Commissioner Flynn also remarked that CAP has been constantly before the Commission raising issues and possibly not exploring the avenues available to them in working with staff. Commissioner Flynn pointed out that while the PUC meeting is open to the public, for those issues other than that specifically declared for public hearing, the audience is allowed to speak only at permission of the chair. He advised that CAP should use the mechanics available to them and work with staff rather than coming to the PUC on these items.

Mr. Oppenheimer said he appreciated the Commissioner's remarks, and that every item they raised had first been discussed with the Municipal Railway staff. The reason CAP does this is they feel there is a virtue of using this open forum essentially so that people will hear about the items when CAP discusses them later. He said CAP will be very active at the budget level with the Mayor and Board of Supervisors.

At 4:00 p.m. Vice President Carey ordered a short recess to permit Muni General Manager Green, Utilities General Counsel William F. Bourne, and TWU President Martin to confer further on the next item--MR Calendar Item 7, regarding approval of agreement between the PUC, Muni Railway, and TWU on modifications to Sections 19 and 20 (Operators Injured on Duty and Operators Injured by Assault), Salary Standardization Ordinance, and inclusion in the Memorandum of Understanding.

This action was originally approved by telephone poll of the Commission on February 19, 1976, by 3 to 2 vote. Subsequently, disagreement developed between Muni and the TWU over certain language in the agreement.

At 4:20 p.m. the meeting reconvened.

On motion of Commissioner Flynn, seconded by Commissioner Douglass, the matter was opened for discussion.

Mr. Green reported that agreement had still not been reached over certain language with reference to accidental injury and the date when payment should commence, and that it was necessary for the TWU attorney and Utilities General Counsel Bourne to confer before agreement could be reached as to acceptable language.

Mr. Martin of the Union asked the Commission for time to reach the union attorney by telephone.

This was granted, and during the interim the Commission continued the calendar.

Roll Call:

Mr. Green reported that through the assistance of Vice President Carey, a meeting that the Muni has requested with Police Chief Gain on the matter of Municipal Railway security and violence problems, has been arranged for Friday, February 27, 1976 at 4:30 p.m.

At Commissioner Flynn's request, Mr. Green presented a report on the status of the maintenance appropriation for the Muni's vehicle engine rehabilitation program.

Dr. John M. Christensen, Jr., Assistant General Manager-Finance, reported on the status of the LRV being manufactured by Boeing-Vertol for the Muni Metro system.

Discussion on MR Calendar Item 7 resumed. Mr. Martin stated he was unable to reach the union attorney by telephone.

After further discussion by the Commission on the time element, comments by Mr. Crowley as to the statistical impact of the difference in language, and consultation with the Utilities General Counsel, the opening motion and second by Commissioners Flynn and Douglass were withdrawn, and at the suggestion of Commissioner Carey the meeting was continued to 9:00 a.m. Thursday, February 26, 1976, to resume discussion. The continuation to Thursday was moved by Commissioner Byrne seconded by Commissioner Douglass, and unanimously approved.

Thereupon the meeting recessed at 5:00 p.m. to reconvene at 9:00 a.m. on Thursday, February 26, 1976.

On February 26, 1976, at 9:00 a.m., following roll call at which all Commissioners were present, Commission President Berman called for continuation of discussion of MR Calendar Item #7--the agreement between the PUC, MR and TWU on modifications to Sections 19 and 20 of the Salary Standardization Ordinance and inclusion in the Memorandum of Understanding.

Utilities General Counsel Bourne advised the Commission that inasmuch as a poll vote had been taken on the item and it was now up for ratification, if the Commission wished to change the agreement content in any way, the original action should be rescinded. Upon motion of Commissioner Carey, seconded by Commissioner Flynn, the Commission unanimously rescinded its earlier approval of February 19, 1976.

Mr. Green then reported that following a meeting yesterday attended by Lawrence B. Martin and Irwin Leff, TWU attorney, Mr. Bourne, Mr. Green and George Duarte, Muni Deputy General Manager-Operations, a change in Paragraph 2 of Page 1 of the five-page agreement signed on February 17, 1976, was agreed upon. He read the changed paragraph, under "Injury on Duty"

"An operator incapacitated for any kind of available work as a result of accidental injury sustained in the course of his employment will be allowed for such period or periods during such incapacity as may be determined, as hereinafter provided, the amount according to the regular schedule and at the regular rate of pay which he was receiving prior to the period of incapacity, less the amount of any workmen's compensation payable to him under the provisions of the

Workmen's Compensation law, provided, however, that if, in the opinion of the General Manager, the facts prove that action of the employee contributed to causing the injury, or the employee regularly abused the compensation supplement provision, the supplemental amounts to be received by the operator will not commence until the fourth day of absence."

Mr. Green said the key words were, "...provided, however, that if, in the opinion of the General Manager, the facts prove that action of the employee contributed to causing the injury, or the employee regularly abused the compensation supplement provision..."

Discussion followed during which Mr. Martin stated he is in agreement that abuse of the program does not help the union's case either.

Commissioner Byrne asked Mr. Green if he would have any problems acting in the capacity of determining "regular abuse" inasmuch as he was a "passive" member of the TWU. Mr. Green said he would not.

Commissioner Byrne moved acceptance of the new agreement and adoption of the resolution of approval, Commissioner Carey seconded, and Resolution No. 76-0086 was unanimously adopted.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

SAN FRANCISCO
PUBLIC LIBRARY

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

March 9, 1976

COMMISSIONERS

Henry E. Berman, President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Flora G. Douglass

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m.

Present: Commissioners Henry E. Berman, Dennis V. Carey,
H. Welton Flynn, Joseph P. Byrne, Flora G.
Douglass

The minutes of the regular meeting of the Commission held February 24, 1976 which recessed at 5:00 p.m. and reconvened at 9:00 a.m. February 26, 1976 were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0109 H

Bid call - HH Contract No. 527 - Construction of underground duct system in Ashbury, Fillmore, Church, 18th and other streets

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0110 H

Bid call - HH Contract No. 539 - Repairing and painting trolley and street lighting poles on Van Ness Avenue between Market and North Point Streets

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0111 H

Award - HH Contract No. 526 - Construction of underground duct system in McAllister Street from Divisadero to Leavenworth Streets - R. Flatland Company of San Mateo - \$248,430.00

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0112 H

Approving and authorizing the General Manager of Public Utilities to execute letter-agreement adjusting the wheeling charges established under "Amendment Agreement" between City and Pacific Gas and Electric Company

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0113 H

Authorizing settlement of litigated claim of City (Hetch Hetchy) v. Kulchin-Wagner, et al

Superior Court No. 670-073, by acceptance of \$4,718

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0114 H

Approving collection of damage claims - Bureau of Light, Heat and Power - Month of January 1976

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0115 H

Award - HH Contract No. 531 - Construction of Market Street Subway electrification system, Duboce Junction to Eureka Station - Amelco Electric, San Francisco - \$195,428.00

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0116 H

Approving Department of Public Works' proposal - Construction of new street lighting system - Outer Richmond and Outer Sunset areas.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0117 H

Approving Department of Public Works' proposal - Construction of new street lighting system - Vallejo Street stairway from Montgomery to Kearny Streets.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0118 W

Award - WD Contract No. 1695 - Laying of ductile iron mains in Washington, Filbert, and Leavenworth Streets - Dalton Construction Co. - \$49,200.00

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0119 W

Award - WD Contract No. 1697 - Laying of ductile iron main in Filbert Street between Gough and Scott Streets - Underground Construction Company \$135,672.50

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0120 W

Authorizing settlement of litigated claim of City (Water Department) v. Henry C. Beck Co., Municipal Court No. 707-046 by acceptance of \$1,000 from Henry C. Beck Co. and \$750 from Spencer, White & Prentiss, Inc

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0121 W

Approving collection of Water Department claims for damages - Month of February 1976

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0109-MR

Approving payment of claims against the Municipal Railway - Total amount \$13,050.00

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

PUBLIC HEARING - To consider the revision of the schedules of rates to be charged by the San Francisco Water Department.

Kenneth R. Boyd, Water Department Assistant General Manager-Operations and Maintenance, explained the proposed revision of rates and charges and the need for additional revenues to fund the 1976-77 budget of the San Francisco Water Department.

On January 13, 1976, the Public Utilities Commission adopted a 15 per cent increase in the Schedule of Rates and Charges commencing July 1, 1976, in order to assure sufficient revenue.

The Board of Supervisors rejected the proposed 15 per cent increase on February 9, and suggested the establishment of a householder's discount or "lifeline rate" be explored, as well as the possible release of the \$2,900,000 of Water Department funds held because of

the litigation resulting from a prior proposed rate increase. The reservation of the \$2,900,000 resulted from a preliminary injunction issued by the U.S. District Court in October, 1974. The court order also restrained differential rates which were to be established between suburban resale customers and San Francisco customers.

Mr. Boyd apprised the Commission of the staff actions taken in response to a letter from the Clerk of the Board, written at the request of Supervisor Robert H. Mendelsohn, that the "...Commission explore the possibility of granting a householder's discount which could also be termed a "lifeline rate..."

Mr. Boyd noted that "householders' discounts" and/or "lifeline rates" have been reviewed by the San Francisco Water Department. Both of these rate types appear to be sociological in nature by definitions which they were able to obtain. As a result, the Water Department cannot make recommendations as to these specific types of rates under present utility rate fixing law.

Such law requires equal treatment, ratewise, of users in the same general category and classification. Presently and historically those who may be eligible for such special rates are within our "residential" classification. A comprehensive cost of service, commodity and demand study should be made to determine the basis for any such special rates. Obviously a change in law would overcome the difficulty as is the case today with certain gas and electric rates as well as water rates in Los Angeles.

Mr. Boyd reported that in the short time available to review and analyze a new rate structure incorporating "household discount" or "lifeline," it was noted that the Water Department was cutting back on one type of capital improvement program. After a temporary pause during 1975-76, the "Service Renewal Program" was permanently reduced by \$300,000 in the 1976-77 budget. This work is a direct cost factor in the "residential" consumer class. Some reduction, therefore, in rates in the residential class appears in order.

As a result, it was the Water Department recommendation to the General Manager of Public Utilities on March 1, 1974, that the highest priced (and lowest volume) rate block be divided into two segments, one of up to 300 cubic feet, the other of 301 to 3,000 cubic feet. It further recommends that the rate per 100 cubic feet be set at 30 cents for all water used up to and including 300 cubic feet. In order to maintain uniformity, the new rate would apply to all customers.

Mr. Boyd noted that no public interest in "householder's discount," "lifeline," "single rate block," etc. was expressed until the 15 per cent rate increase was in the hands of the Board of Supervisors. Additional revenues are needed July 1, 1976. The actions required of the Public Utilities Commission and the Board of Supervisors together with Charter-imposed time limits do not leave time to make a full exploration of these ideas and their impact on water rates, Boyd said. If such exploration is required and if funds are made available the Water Department will, of course, undertake the study and furnish reports. A reasonable schedule might allow final findings ten to twelve months after funds are available. Public input could be expected to use two or three months if neighborhood groups are to participate.

It was therefore, the Water Department's recommendation that contingent upon release of \$2,900,000 of reserved funds: the first 300 cubic feet or less monthly in the present 0-3300 Rate Block be priced at 30 cents per hundred cubic feet; thereafter all water rates be raised 5 per cent to the nearest 1/1000 of 1 cent; and all other rates and charges be increased 5 per cent to the nearest 5 cents and that the 0-300 cubic feet lower rate not apply to Schedule W-4, "Dock and Shipping Supply."

On March 4, however, Mr. Boyd said, staff was able to put forth further information, some not fully substantiated, concerning householders' discount and lifeline rates.

Lifeline Rates

The State Public Utilities Commission with respect to private gas and electric companies appears to consider the lifeline volume of gas and lifeline quantity of electricity as that amount which is necessary to supply the minimum energy needs of the average residential user for the following end uses: space and water heating, lighting, cooking and food refrigerating with possible consideration of a differential in need caused by seasons. Rates for lifeline amounts under this definition would not be increased until the serving utilities averaged system rates for energy is increased by more than 25 per cent over the January 1, 1976, rate level.

With respect to the private utilities, the California Public Utilities Commission in October, 1975, began proceedings leading to adoption of lifeline allowances and determination of what these allowances should be for gas and electricity needs. Hearings on the matter have been scheduled in six areas of the State, the last of which will be in San Francisco, Monday, April 26, 1976.

Mr. Boyd said as a result of the above factors, it appears fair to state that while the lifeline principle is adopted in part by the State Public Utilities Commission, the appropriate quantities needed have not been determined.

Obviously the definition of water needs under "lifeline" can only be fully and fairly established after much public input and expert advice as to the volumes of water necessary for basic human functioning and the limits (if any) of qualification for such rate.

The Los Angeles Department of Water and Power has, since November 9, 1975, been granting a lifeline water service discount to certain residential users who are sixty-two years of age or older and where the combined adjusted gross income to all members of the household in which the customer resides is less than \$7,500 per calendar year. If these conditions are met, there is a 50 per cent reduction on all charges for the first 900 cubic feet of water per month.

Within the time the matter has been examined, no other water utilities have been found who are granting a lifeline rate.

On Thursday, March 4, 1976, representatives of the Citizens Action League met with the Utilities and Water Department staffs. During the discussions it appeared that the League request concerning lifeline rates in San Francisco would be all residential and household water needs, whether by the owner or by the tenant, up to and

including the first 900 cubic feet of water per month. They further stated that these units of water could be priced at 30 cents per 100 cubic feet, but that there should be no increase in this rate group until overall Water Department costs required a 25 per cent increase in the remaining rate structure. The group indicated that it was not the Citizens Action League's desire to impose difficulties on residential and householders users outside San Francisco. They felt that any additional revenue needed to replace revenue lost through this type of lifeline rate should be made up from all other volumes of water sold within San Francisco.

Mr. Boyd stated that within the limit of time available, it appears that if 9 units per month were to be sold at 30 cents per 100 cubic feet, all additional water sold would require an increase in rates of about 11-1/2 per cent. If the same conditions prevailed and 7 units of water were the lifeline, the increase in San Francisco would be approximately 8 per cent. In either condition these possible rate increases would leave the suburban suggested rate increase at 5 per cent.

Householders' Rates

The assumed meaning is to provide a lower rate and/or charge for water and service to householders than would apply to commercial, industrial, and possibly resale customers. This concept again requires public input and expert work to clearly define eligibility. If the intent is to include all "householders" within San Francisco, an immediate difficulty is encountered in passing such a reduced household saving to those people within the City who rent flats and apartments. The water piping common to multi-unit dwellings would require massive and costly overhaul if each dwelling unit were to be metered separately.

A determination should be made as to whether a limited amount of water in all residences and whether the number of residents in the dwelling is a factor, as it might be in case of "lifeline" rates.

Consideration should be given as to whether the householder's discount does not already exist by virtue of the lower charges to San Francisco residential customers when compared to the residential charges for water vended by our resale customers.

To avoid possible lawsuits which would delay the actual implementation of household discounts or lifeline rates, the legal questions connected with various possible definitions of either rate should be fully explored.

A review of the impact of the various possibilities on the revenues of the Water Department and any necessary adjustment in rates and charges to other classes and categories of water users must be examined and should be publicly reviewed before a final decision is made.

It is believed that any such rate once adopted would be most difficult to change, at least by increased costs within the rate, when once established. Obviously public dissatisfaction would result if a hasty and too generous decision were made which required later retrenchment.

In the event that State law is broadened into water utilities with respect to lifeline, it is probable that many possible legal difficulties would be removed.

Mr. Boyd reported that as a result of considering the above-noted situations and problems and with the help of the Board of Supervisors in freeing the reserved \$2,900,000, the Water Department has been able to put together a new Schedule of Rates and Charges.

While the new schedule does not include either a householder's discount or lifeline rate, it does result in "holding the line" for the forthcoming fiscal year. The actual differences in cost to users of water who ordinarily buy no more than 7 units per month varies from an increase of 4 cents per month through reductions of 2-1/2 cents per month and back to an increase of not more than 6 cents per month.

In the event that a policy decision to further explore householder's discounts and/or lifeline rates is made, the Water Department recommends that funds be made available both for the temporary employment of four additional competent personnel and for a professional services contract leading to recommendations for charges for services.

Mr. Boyd displayed a comparison chart which showed the effect of a 5 per cent increase in rates for all water used above 300 cubic feet, the effect of the original 15 per cent increase, and the comparison of each with the present rates.

He also presented a comparison chart of randomly selected San Mateo County consumer charges as opposed to present San Francisco rates and the cost of water applicable after a 5 per cent rate increase. Water rates from Marin, Contra Costa and Alameda Counties were also included in the comparison; however, these three water utilities do not buy their water supply from San Francisco. Generally, San Francisco water rates were below the averages of the surrounding counties.

In response to a request by Supervisor Mendelsohn for information relating to lowering the proposed 30-cent, 3-Unit Block to 25 cents per unit, Mr. Boyd presented a chart showing the reduction of Water Department revenues when the unit cost (100 cubic feet) is lower than the proposed new rate. At 25 cents for 3 units across the board, the income is reduced by \$514,200. This is an additional \$285,000 decrease in revenue beyond the \$229,000 decrease resulting from the proposed 30-cent rate. The net effect would require an additional rate increase from 5 per cent to 6 per cent.

Supervisor Mendelsohn appeared before the Commission to explain the Board of Supervisor's position and reasons for returning the matter for consideration of a "lifeline" rate. He said the Board does not wish to "play ping pong" and continue sending the rate proposal back.

Two factors concern the Board: 1) With the additional \$2.9 million being made available to the Water Department, the first-proposed 15 per cent increase will not be needed. It will be something less; something in the 5 per cent to 10 per cent bracket. 2) The larger users pay a lot less than small users.

The Supervisors suggested the PUC explore a "lifeline" concept--a small user's discount, a home owner's and renter's discount. Supervisor Mendelsohn said he would like to see something like 25 cents per 100 cubic feet for the first 300 cubic feet. He suggested strong consideration be given to the CAL proposal of 30 cents per 100 for the first 900 cubic feet.

Commissioner Berman expressed concern as to whether the CAL proposal really is within the definition of feeling of what a "lifeline" rate amounts to in taking care of the sociological and economical problems that are prevalent in any large community.....and whether the opportunity would then be lost to explore a real "lifeline" rate somewhere down the line where people really need that kind of attention and help.

Supervisor Mendelsohn said the point was well taken. However, the difference between the two approaches is not all that major. The 30 cents per 100 cubic feet for the first 300 cubic feet is an abnormally small amount, and very few people actually use that little water. He said the 900 cubic feet at 30 cents is not too much to ask if the City is going to do something that will really have some effect on a broad group of San Francisco middle and low-income home owners.

It is not unusual for those with lawns and gardens to go over 900 cubic feet. He said 300 cubic feet is a step in the right direction, but it is just too low. The Board is also concerned that the Department of Public Works in order to handle its tremendous sewerage responsibilities may be coming back for an increase in the service charge.

Laverna Canatela, Chairman of the Water Rate Committee of the Citizens Action League, 1161 Mission Street, San Francisco, presented the CAL proposal.

1. The highest priced, (and lowest volume) rate block should be divided into two blocks, one of up to 900 cubic feet, the other of 901 to 3,000 cubic feet.
2. The rate per 100 cubic feet for this initial block should be set at 30 cents for all water used up to and including 900 cubic feet. This rate would apply to all customers.
3. The 30 cent rate per 100 cubic feet for this initial block of up to 900 cubic feet should be fixed until such time as the average system rate per 100 cubic feet rises to 30 cents per 100 cubic feet.

Ms. Canatela said this proposal of first block of 900 cubic feet for the lifeline rate was unanimously endorsed by the Council of the Catholic Committee for Aging.

Ken McEldowney of Consumer Advocates, 26-7th Street, San Francisco, spoke in support of the rate of 30 cents per 100 for the first 900 cubic feet, as proposed by CAL.

David J. Miller, representing Bay Area Water Users Assn., said there is in effect at the present time an injunction issued by a Federal court which would indicate any additional rate increases or adjustments must be uniform in nature. They are prepared to cooperate in every possible way, and would not object to the proposal made by the Water Department staff even though, in effect, it would create a slight differential in rate and there would be a factual question. However, at this time they would not support extending the lifeline rate to the first 900 cubic feet. They feel the Peninsula would then be subsidizing the lifeline in San Francisco--it would not be uniform--and they would have to pursue rights issued by the Federal court if it were extended beyond the first 300 cubic feet.

On being questioned by the Commission, Mr. Miller stated that while they feel there is some slight differential exemplified in the 300 cubic foot lifeline, they would be willing to stipulate in court that invoking the 300 cubic foot lifeline would not constitute a violation of the preliminary injunction, but if San Francisco went beyond that and sought to get into the 900 cubic foot figure, they would have to insist that it is a factual violation. They feel their residential users would not be receiving the same benefit that San Francisco users would be obtaining, and for that reason they believe there would be a differential for the users of the same type of facility.

Marguerite Warren of 1746-32nd Avenue, San Francisco, asked how long the staff's suggested rate would cover the Water Department costs. Mr. Boyd said the Water Department this (coming fiscal) year needs \$4-1/2 million. The released \$2.9 million and the proposed rate increase will cover these costs for one year. The Water Department does not foresee any decrease in costs of materials and operations in the coming year; therefore, it seems reasonable that next year there will be need for another rate increase to provide the necessary capital, as the 2.9 million is a "one-shot deal."

Ms. Warren said she objects to the placing of a one-year charge by the Water Department, and that the City should think of the future and how much will be required for next year. She also felt some consideration should be given to the people of San Francisco who would not need to provide and operate such large-type facilities if the water were not furnished to the Peninsula.

Commissioner Flynn moved that the Commission defer action at this time and continue the public hearing to its next regular meeting on March 23, in order to allow time for additional information. Commissioner Carey seconded.

On discussion, Water Department General Manager Arthur H. Frye, Jr., said that to defer the matter for two weeks would insure that the commencement date of any increase would not be on July 1, 1976. He recommended passage of the revision now, with the understanding that a study be made before next year, either in-house with additional personnel or by hiring a consultant.

Commissioner Berman said he would endorse the concept of a lifeline rate; but is unsure whether the proposal by CAL is actually a lifeline rate or only a movement to avoid raising the water rate.

On roll call the motion to continue the hearing two weeks to March 23, passed by a vote of 4-1, with Commissioner Berman voting "no."

General Manager of Public Utilities items:

Mr. Crowley stated that some of the rancher lessees of the watershed properties in Alameda County are suffering from the drought and are seeking relief. A study is being made.

Roll Call:

At Commissioner Carey's request, Municipal Railway General Manager Curtis E. Green reported on the meetings with Police Chief Gain and his staff on the matter of violence and vandalism problems on the Muni. While the Police Commission and the Mayor's Office have not approved the \$550,000 to establish a Muni Security detail within the Police Department, Chief Gain has assigned more police personnel to Muni problems.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

MINUTES

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

DOCUMENTS

SPECIAL MEETING

MAY 7 1976

SAN FRANCISCO
PUBLIC LIBRARY

March 19, 1976

8:30 a.m.

COMMISSIONERS

Henry E. Berman, President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Flora G. Douglass

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 8:30 a.m.

Present: Commissioners Henry E. Berman, Dennis V. Carey,
Flora G. Douglass

Commissioners H. Welton Flynn and Joseph P.
Byrne arrived at 8:50 a.m.

Purpose of Meeting: Ratification of resolution adopted by telephone
poll of the Commission on March 10, 1976, amend-
ing the terms of the bid specifications for the
San Francisco Municipal Railway five-year
transit advertising contract commencing July 1,
1976.

RESOLUTION
NO.

On motion of Carey, seconded by Flynn, the
Commission ratified the following resolution
approved by telephone poll of the Commission
on March 10, 1976.

76-0122 M

Reducing amount of the non-cancellable surety
bond from \$300,000 to \$200,000 required for the
Muni five-year transit advertising contract; and
extending the bid-opening date to 2:00 p.m.
March 19, 1976.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Flynn, the
following resolution was adopted:

76-0123 M

Reducing the term of the \$200,000 surety bond
from 5 years to 3 years, to be renewed six months
prior to expiration for the remaining 2 years,
for the Muni five-year transit advertising
contract; and extending the bid-opening date
to 2:00 p.m., March 23, 1976. Same bonding
requirements to apply should option to extend
be exercised.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

Copies of the resolutions are on file in the office of the
Secretary and Assistant General Manager of the Public Utilities
Commission.

John D. Crowley, General Manager of Public Utilities, reviewed pending
bidding procedures for the transit advertising agreement for the
Municipal Railway. The term is for a period of five years,
commencing July 1, 1976, with an option to extend the contract for
another five years after termination on July 1, 1981. The deadline
for submission of bids was set for no later than 2:00 p.m., March 12,
1976.

Mr. Crowley stated that one of the potential bidders had requested that the size of the surety bond be reduced from \$300,000 to \$200,000, and the later requested that instead of a five-year non-cancellable bond, it be reduced to one year "tapering" type of bond in the amount of liability.

In the interest of enabling additional advertising agencies to bid on the contract so that City can secure the most competitive bidding possible, staff recommended modifying the amount of the bond from \$300,000 to \$200,000, and extending the bid-opening date to March 19, 1976, so that this specification change might be circulated. The Commission approved this amendment to the contract terms by telephone poll on March 10, 1976, by a vote of 4 to 1. (Commissioner Carey dissenting.)

Insofar as the reduction of the bond term from 5 years to a one-year tapering type, Mr. Crowley said he did not feel that the City's protection in case of the successful bidder's default, should be lessened to this extent...to taper to an amount less than \$200,000 to coincide with the liability. There is always a potential of \$200,000 liability, he said.

Commissioners Flynn and Byrne arrived at 8:50 a.m., and President Berman then called upon the interested bidders present who stated they wished to speak.

Steve Strauss, President of Transit Ads Incorporated, #2 Kansas Street San Francisco, stated he was appreciative of the Commission's consideration to widen the field of bidders by modifying the surety bond amount. He stated that their accounting firm has advised them that the bonding companies have now evidenced reluctance to issue the required performance bond for three reasons:

1. The increased amount (\$200,000 to \$300,000).
2. The length of time they are exposed (5 years, potentially 10, non-cancellable).
3. The full value of the bond is in jeopardy as liquidated damages, rather than the amount of the non-performance.

He said that in order for other than the two large public companies to bid, a revision of requirements as follows would be necessary:

1. Bond amount \$200,000.
2. Bond to be cancellable (concessionnaire would of course replace the bond or be in default).
3. Bond to apply to amount of default only.

General discussion followed in which all Commissioners participated, as well as Utilities General Counsel William F. Bourne, Mr. Crowley, Dr. John M. Christensen, Jr., Assistant General Manager, Finance, and James H. Leonard, Public Service Director. Commissioners Flynn and Carey questioned Mr. Strauss extensively.

Paul Phillips and Ross Barrett of Metro Transit Advertising, the holder of the current Muni advertising contract, were present. Mr. Phillips cited a comparison of other large markets in the country where five-year bonds were required under similar contracts--Boston,

Philadelphia, Cleveland. He pointed out that the bid opening date had already been extended to two o'clock this afternoon. He stated that further delay due to additional changes in the specifications would work a hardship on his company, and urged the bid opening proceed this afternoon so they could get on with their business "of selling advertising so as to develop revenue for San Francisco under their present contract."

Commissioner Carey stated there were two areas the Commission should consider: 1) The possibility that if the bids were opened today and only a limited number of proposals were submitted, in the case of all bids being rejected the figures would be exposed. This would be an inequity. 2) There may be other firms in a similar situation as Transit Ads, and the possibility the subject limitations in the bid specifications might not grant an opportunity to these others to bid.

He thereupon recommended that consideration be given to reducing the period of the \$200,000 non-cancellable surety bond to three years, to be renewed six months prior to expiration of the remaining two years of the contract.

Following discussion, during which it was pointed out that the same conditions should prevail in the event the option to extend the contract another five years was exercised, on motion of Commissioner Carey, seconded by Commissioner Flynn, Resolution No. 76-0122 was ratified.

Then, on motion of Commissioner Carey, seconded by Commissioner Flynn, the Commission unanimously adopted Resolution No. 76-0123, reducing the terms of the surety bond and fixed the following terms:

A three-year non-cancellable surety bond, rather than five years, in the amount of \$200,000, to be renewed six months prior to the expiration of the bond for an additional two years in the same face amount. Should the Commission exercise the option to extend the advertising contract for an additional five years, the same bonding requirements would prevail.

The Commission additionally extended the bid deadline date from 2:00 P.M., Friday, March 19, 1976 to 2:00 P.M., Friday, March 26, 1976

THEREUPON THE MEETING ADJOURNED (9:35 a.m.)

Thomas G. Flynn
Secretary and Assistant
General Manager

3-76

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS
MAY 7 1976
SAN FRANCISCO
PUBLIC LIBRARY

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

March 23, 1976

COMMISSIONERS

Henry E. Berman, President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Flora G. Douglass

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D..Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m.

Present: Commissioners Henry E. Berman, Dennis V. Carey,
H. Welton Flynn, Joseph P. Byrne, Flora G.
Douglass

The minutes of the regular meeting of the Commission held March 9,
1976 were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Flynn, the
following resolution was adopted as amended:

76-0124 W

Approving revised Schedules of Rates to be
charged by the San Francisco Water Department for
water service in San Francisco and suburban areas
effective July 1, 1976.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Byrne, seconded by Flynn, the
following resolution was adopted:

76-0125 H

Bid Call - HH Contract No. 514 - Replacement
of Moccasin Administration Building heating
system.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Byrne, seconded by Flynn, the
following resolution was adopted:

76-0126 H

Award - HH Contract No. 541 - Reconditioning
and painting 58 steel transmission towers along
Moccasin-Newark transmission line - \$56,260.00 -
Frank Brown, Painting Contractor of Marysville

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Byrne, seconded by Flynn, the
following resolution was adopted:

76-0127 H

Approving excess Modification #1 - HH Contract
No. 528 - Provide funds for revised foundation
work at Judah Substation to construct the
Laguna Honda and Judah Substations - \$3,283.63

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Byrne, seconded by Flynn, the
following resolution was adopted:

76-0128 H

Approving excess Modification #1 - HH Contract
No. 494 - Provide funds for substitution in
primer paint coat for replacing, repairing and
painting steel trolley poles.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0129 H

Requesting immediate filling of vacated position of Class 5212 Principal Civil Engineer Hetch Hetchy Project

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0130 H

Supplemental Appropriation - \$2,346 - Salary adjustment for two positions

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0131 H

Supplemental Appropriation - \$550,000 - Provide for deficit in Bureau of Light, Heat and Power appropriation for public building lighting.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0132 H

Approving damage claims - Month of February 1976 Bureau of Light, Heat and Power

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

The following resolution was adopted February 10, 1976, in executive session under Attorney-Client privilege:

76-0132A W

Approving settlement of litigated claim of McGuire & Hester Construction Company - Superior Court No. 659,279, against SFWD, in amount of \$285,000.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0133 W

Supplemental appropriation - \$235,000 - To provide additional funds for settlement of litigated claim of McGuire & Hester, Contractor - WD Contract #1523 - Laying of mains in Market Street between Steuart Street and Powell Street Station.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0134 W

Approving land exchange between San Francisco Water Department and the City of San Carlos of certain properties located within the Crystal Springs watershed - Directing Director of Property to prepare the necessary legislation.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0135 W

Approving write-off accounts receivable - Month of January 1976 - Water Department

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0136 M

Authorizing General Manager of Public Utilities to execute a letter agreement with Pacific Gas and Electric Company regarding relocation of PG&E electric facilities to accommodate relocation of Muni facilities

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0137 M

Approving amendment to Transit Improvement Program agreement with DeLeuw, Cather & Company for the design of Twin Peaks tunnel repairs.

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0138 M

Approving excess Modification #2 - \$882 - increasing the size of the circuit breaker specified for Forest Hill Station main switch-board under MR Contract No. 622R

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0139 M Approval of Muni/BART maintenance agreement and BART work order to the City for signalization and electrification systems in the subway.
- Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass
- On motion of Flynn, seconded by Douglass, the following resolution was adopted:
- 76-0140 M Approving compromise and collection of damage claims and write-off accounts receivable - Month of February 1976 - Municipal Railway
- Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass
- On motion of Flynn, seconded by Douglass, the following resolution was adopted:
- 76-0141 M Approving payment of claims - Month of February 1976 - Municipal Railway
- Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass
- On motion of Flynn, seconded by Douglass, the following resolution was adopted:
- 76-0142 M Supplemental appropriation - \$4,064 - To fund two new position classifications in Municipal Railway
- Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass
- On motion of Flynn, seconded by Douglass, the following resolution was adopted:
- 76-0143 M Completion of Professional Services contract with Eckbo, Dean, Austin and Williams, Landscape Architects - Landscape design of streetcar right-of-way on Junipero Serra Boulevard - Final payment, \$659.29
- Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass
- On motion of Flynn, seconded by Douglass, the following resolution was adopted:
- 76-0144 M Completion of professional services contract - Towill, Inc. - Photogrammetric and surveying services of various streetcar and cable car lines.
- Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0145 M

Completion of professional services contract - George S. Nolte and Associates - Surveying work within areas of various streetcar and cable car lines - \$4,246.80, credit modification

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

On motion of Flynn, seconded by Douglass, the following resolution was adopted:

76-0122-MR

Approving payment of claims against the Municipal Railway - Total amount, \$48,230.84

Vote: Ayes-Berman, Carey, Flynn, Byrne, Douglass

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

PUBLIC HEARING (Continued from March 9, 1976 meeting)

To consider the revision of the schedules of rates to be charged by the San Francisco Water Department.

(On 3/9/76, the Water Department recommendation was that in order to provide the needed additional revenues to fund the 1976-77 budget of the Water Department, that - contingent upon release of \$2.9 Million of reserved funds - the rate per 100 cubic feet be set uniformly at 30 cents for all water used up to and including 300 cubic feet; thereafter a 5 per cent increase in rates for all water used above 300 cubic feet.)

Commissioner Berman opened the hearing by calling upon those in the audience who wished to speak.

Laverna Canatela, Chairperson of the Water Rate Committee of the Citizens Action League, who presented the CAL proposal at the March 9 meeting of 30 cents per 100 cubic feet for all water used up to and including 900 cubic feet, now presented a modified proposal of 30 cents per 100 cubic feet for all water used up to and including 600 cubic feet. This rate to apply to all customers.

She said that passage of their original proposal for a lifeline rate was blocked by "a blatant threat" from Mr. David Miller to sue the water department if CAL's proposal were accepted. Since CAL did not believe that the policy of the Water Department, a public body, should be established by a law firm representing the interests of the very large water users, CAL contacted each of the Commissioners over the last two weeks, to discuss a meaningful "lifeline rate." As a result of the Commission's cooperation and helpful advice, CAL has modified its original proposal.

Ms. Canatela also reported that CAL further requested that the PUC should order the Water Department to do a study to determine the feasibility of fixing the 30 cents a unit rate for the initial block until such time as the average system rate per 100 cubic feet has risen to 30 cents per 100 cubic feet.

Jim Horn, of CAL, emphasized the importance of the study which CAL has proposed. He said it is grossly unfair for the smallest water users to be paying twice as much for the last unit of water as the largest water users, and said it is the responsibility of the Water Department to make proposals to rectify the inequities in the water rate system.

The Commissioners discussed CAL's modified proposal with the water department staff.

Commissioner H. Welton Flynn compared a 30¢ per unit rate structure for the average San Francisco household line of 5/8" at 3, 6, and 9 units, and noted that 6 units has the greatest variance in charge.

	<u>Present rate structure</u>	<u>CAL proposal</u>
3 units (100 cubic feet)	\$1.92	\$1.90
6	2.89	2.80
9	3.87	3.82

Water Department Assistant General Manager K. R. Boyd stated that between 75 and 80 per cent of the San Francisco water users would participate in this particular rate structure.

He pointed out, however, that should the new 30¢ rate be established at 6 units, the percentage increase systemwide for all water used thereafter would have to be raised to 5.75 per cent in order to provide sufficient revenue to fund the 1976-77 budget.

Commissioner Carey moved that a uniform charge of 30¢ per unit (100 cubic feet) of water used each month, to and including the first six units monthly, (except for Schedule W-4 "Docks and Shipping" be adopted, and that the rates for all other water used be increased by 5.75 per cent to the nearest 1/1000 of one cent, and all other rates and charges be increased 5.75 per cent to the nearest 5 cents. He moved, further, that during the coming year the Commission study establishment of a customer discount rate and/or "lifeline" rate.

Commissioner Flynn seconded the motion.

On roll call, the Commission unanimously approved the revised schedule of rates and charges (Resolution No. 76-0124), and directed the Water Department to proceed with an in depth "cost of service study," looking toward the implementation of a "lifeline"-type rate.

Commissioner Byrne complimented the CAL organization for its active interest and campaigning to obtain lower rates for those who use less water than average.

The Commission adopted Resolution No. 76-0139 approving

- 1) Agreement between the City and BART establishing respective duties relative to maintenance and repair of subway and other rapid transit facilities within San Francisco.
- 2) Authorization for the design, construction, procurement, project management, and inspection of the Municipal Railway electrification and signal systems to be performed by City in the subway structures being built by BART.
- 3) Authorizing conveyance of an easement to BART for construction of a new West Portal Transit Station and reconstruction of West Portal Playground.

Dr. John M. Christensen, Jr., Assistant General Manager-Finance, presented a detailed explanation to the Commission of this item.

He said the maintenance agreement has been developed through many meetings of the PUC and BART staffs over the past two years. It represents a coordinated effort by BART and Muni to jointly operate within the subway system to include all tubes, stations, entries, exists, and associated grounds and appurtenances. It provides for janitorial services, repair work, liability, ownership, and use of BART or Muni solely controlled stations or areas and joint-use areas. The agreement is essential in order that the responsibility for implementation of functions and allocation of costs can be appropriately made when Muni begins operation within the subway.

Dr. Christensen explained the financial arrangements with BART for the work order to City, and the transfer of funds in amount \$626,000 consisting of BART's obligation, for construction of Muni's signal and electrification system in the subway structures.

Construction of the West Portal Station is included in the work that is BART's responsibility, and funding is in a Federal grant from UMTA to BART, Dr. Christensen explained. It is necessary for City to provide BART with an easement to the property upon which the West Portal Station and playground will be reconstructed since the Muni has occupied property along the tracks and in the current station and has jurisdiction over this area. Agreement to the easement will permit the Transit Task Force to take the necessary action to obtain required approval by the Mayor and the Board of Supervisors of these documents and easement, so that delayed construction on the station may begin as quickly as possible.

Mr. Jack Barron, Project Manager of the Transit Task Force, described the details of the West Portal Station project using a scale model.

Communications:

None

General Manager of Public Utilities Items:

Mr. Crowley reported on the meeting of all City department heads called on March 22, 1976, by Mayor George R. Moscone, at which the Mayor discussed the fiscal problems of the City.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

M I N U T E S

PHOTOGRAPHY

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

San Franciscan Hotel
Nob Hill Room
1231 Market Street, San Francisco

2:30 p.m.

April 27, 1976

COMMISSIONERS

Dennis V. Carey, Vice President
H. Welton Flynn
Joseph P. Byrne
John F. Henning, Jr.
Lydia Larsen

DEPARTMENTS

Municipal Railway
Hetch Hetchy Project
Water Department

BUREAUS

Accounts
Public Service
Personnel & Safety
Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:45 p.m.

Present: Commissioners Dennis V. Carey, H. Welton Flynn,
Joseph P. Byrne, John F. Henning, Jr., Lydia
Larsen

Vice President Dennis V. Carey presided.

The minutes of the special meeting of March 19, 1976, and regular
meeting of the Commission held March 23, 1976, were approved.

SPECIAL ORDER OF BUSINESS: Election of Officers for 1976

The election of officers was delayed until conclusion of the calendar
items.

RESOLUTION

NO.

On motion of Byrne, seconded by Flynn, the
Commission ratified the following resolution
approved by telephone poll of the Commission
on April 9, 1976:

76-0146

M

Award of MR Contract No. 620--Track and Power
Facilities on "K" Line, Ocean Avenue at Route
280 Overpass - amount \$328,820.00 - Homer J.
Olsen, Inc. of Union City

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Byrne, seconded by Flynn, the
Commission ratified the following resolution
approved by telephone poll of the Commission
on April 16, 1976:

76-0147

M

Award of MR Contract No. 618--"J" Church Line
Track Reconstruction, 18th to 22nd Street -
amount \$608,890 (excluding options) - Peter
Kiewit Sons, Inc. of Concord

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Henning, seconded by Flynn, the
Commission ratified the following resolution
approved by telephone poll of the Commission
on April 15, 1976:

76-0148

GO

Approving supplemental budgets for fiscal
year 1976-77 in total amount \$1,996,421

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

(Commissioner John Henning excused: 3:00 p.m.)

On motion of Byrne, seconded by Flynn, the
following resolution was adopted:

76-0149

W

Bid Call - WD Contract No. 1677--Improvements
to Shop Facilities

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0150 W Supplemental appropriation - \$870,000 from 1972 Water Bond Fund for rehabilitation of Dumbarton pipeline bridge \$470,000, and to clean and reline major pipelines \$400,000

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0151 W Supplemental appropriation - \$65,120 - Postage, and contract work performed by Department of Public Works

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0152 W Supplemental appropriation - \$3,285 - Additional funds for WD Contract No. 1663

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0153 W Authorizing settlement of litigated claim of Galina Amochaev vs CCSF (Water Department), Superior Court No. 683,778

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0154 W Approving write-off of 16 uncollectible accounts receivable past due, total amount \$4,072.93

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0155 W Declaring surplus and authorizing sale of 0.281 acre portion of WD Bay Division Pipeline No. 3 right of way, Parcel 118-E, Milpitas

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0156 W Approving collection of Water Department claims for damages - month of March 1976 - \$589.60

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0157 W Setting Tuesday, May 25, 1976, 2:30 p.m. for public hearing re liens and special assessments for unpaid water service charges

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0158 W Approving write-off uncollectible accounts receivable - Water Department - month of February 1976 - \$9,258.20

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0159 W Revocable Land Use Permit to City of Pleasanton for disposal of liquid sewage effluent, grazing of livestock, and agricultural crops

Vote: Ayes-Carey, Flynn, Byrne, Larsen

(Commissioner Henning returned: 3:15 p.m.)

On motion of Flynn, seconded by Henning, the following resolution was adopted:

76-0160 W Completion of WD Contract No. 1685--Excavation and repaving for water service trenches; debit modification \$2,174.58; final payment \$39,784.57

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Henning, the following resolution was adopted:

76-0161 W Completion of WD Contract No. 1689--Main Installation in Divisadero and Duboce Avenue; debit modification \$2,449.00; final payment \$4,298.50

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0162 H Supplemental appropriation - \$2,000,000 - for purchase of power for resale \$1,750,000, and to cover increased service charge for wheeling power \$250,000

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0163 H Approving debit modification #3 of HH Contract No. 521--Market Street Subway Electrification, Embarcadero Station to Duboce Portal - \$13,232.72 for catenary revisions, conduit supports and pull-box replacement

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0164 H Approving acquisition of property, amount \$4,320, required for Fillmore electrical substation facilities

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0165 H Bid Call - HH Contract No. 554--Construction of #47 Trolley Coach Loop at Army Street

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0166 H Award of HH Contract No. 529--Construction of Carl Substation Building and Equipment Installation - amount \$597,800 - S. J. Amoroso Construction Co., Inc. of Foster City

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0167 H Approving debit modification #2 of HH Contract No. 528--Construction of Laguna Honda and Judah Substation Buildings and Equipment Installation - \$10,000 for alterations

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0168 H Completion of professional services contract with Hydro Research Science. for model work in the design of a sand trap at Oakdale Portal; credit modification \$18.12; final payment \$4,580.22

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0169 H Award of HH Contract No. 527--Underground Duct System in Ashbury, Fillmore, Church, 18th and Other Streets - \$367,998.50 - The Lowrie Paving Company, Inc., of South San Francisco

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0170 H Bid Call - BLHP Contract No. 192--Relamping of City-owned Street Lighting System, Fiscal Year 1976-77

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0171 H Bid Call - BLHP Contract No. 193--Maintenance and Repair of City-owned Street Lighting System, Fiscal Year 1976-77

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0172 H Approving collections of Bureau of Light, Heat & Power damage claims - month of March 1976 - amount \$631.34

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0173 H Approving Redevelopment Agency's proposal for construction of new street lighting system in the Hunters Point Area

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Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0174 H Approving Department of Public Works' proposal for construction of new street lighting system on Maiden Lane

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0175 H Approving Department of Public Works' proposal for construction of new street lighting system on Stevenson Street, 7th to 8th Streets

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0176 H Common Use Agreement between City and the State Department of Transportation re use of rights of way in realigning a portion of State Highway 120

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0177 H Approving debit modification of HH Contract No. 525--Underground Duct System in Sutter Street, Presidio to Leavenworth Streets - \$22,000 for installation of 4" steel conduits at street intersections

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0178 M Bid Call - MR Contract No. 613--"N" Judah Line Track Reconstruction and Sewer Enlargement

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0179 M Cancelling bid call for MR Contract No. 614--Fare Collection and Extraction System; authorizing negotiation of a "sole source" contract

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0180 M Supplemental appropriation - \$1,164 - Adjustment of wages for two positions of Class 7436 Painter

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Henning, seconded by Carey, the following resolution was adopted:

76-0181 M Approving amendment to professional services agreement with International Engineering Company, Inc., increasing total payment from \$653,559 to \$854,017 for necessary consulting service during remaining construction period of the Muni Metro Rail Center

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

Resolution No. 76-0182 not used

On motion of Byrne, seconded by Henning, the following resolution was adopted:

76-0183 M Completion of MR Contract No. 621--Additional Temporary Streetcar Storage Track at Upper Ocean Avenue Motor Coach Yard; final payment \$10,730.70

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Henning, seconded by Byrne, the following resolution was adopted:

76-0184 M Award of contract for placing transit advertising on Municipal Railway vehicles, to Metro Transit Advertising, for a period of five years commencing July 1, 1976

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Henning, seconded by Byrne, the following resolution was adopted:

76-0185 M Lease of one Flyer Trolley Coach to the U.S. Department of Transportation, National Highway Traffic Safety Administration, for testing purposes

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Henning, seconded by Byrne, the following resolution was adopted:

76-0186 M Approving settlement of litigated claim of
Anne Tagore vs CCSF (Municipal Railway), Superior
Court No. 639-450

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Carey, seconded by Flynn, the
following resolution was adopted:

76-0187 GO In memoriam - William F. Bourne - Utilities
General Counsel, January 16, 1962 to
April 24, 1976

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

On motion of Byrne, seconded by Henning, the
following resolution was adopted:

76-0146-MR Approving payment of claims against the
Municipal Railway - Total amount, \$40,694.99

Vote: Ayes-Carey, Flynn, Byrne, Henning, Larsen

Copies of the above resolutions are on file in the office of the
Secretary and Assistant General Manager of the Public Utilities
Commission.

Commission Vice President Dennis V. Carey, presiding as Acting
President of the Commission, announced that the regular meeting of
Tuesday, April 13, 1976, was cancelled because of lack of a quorum.
He opened the meeting with an official welcome to the two new
Commission members, John F. Henning, Jr., and Mrs. Lydia Larsen.
He also stated that the meeting would be adjourned in respect to the
memory of the late Utilities General Counsel William F.
Bourne, funeral services for whom were held today. Commissioner
Carey then introduced Deputy City Attorney McMorris M. Dow to act
as Utilities General Counsel.

All members were present for roll call.

Upon motion of Commissioner Joseph P. Byrne, seconded by Commissioner
H. Welton Flynn, the minutes of the special meeting of March 18, 1976,
and the minutes of the regular meeting of March 23, 1976 were approved
upon motion of Commissioner Henning and seconded by Commissioner
Larsen. Commissioner Carey then opened the regular Commission
calendar with the call for election of officers.

Commissioner Flynn nominated Vice President Dennis V. Carey to
succeed to the office of president of the Commission; Commissioner
Byrne seconded the motion.

Commissioner Larsen nominated Commissioner Henning to the office of
president, and Commissioner Henning seconded the motion, and then
asked if the election of officers could be put over to the next
meeting.

Commissioner Flynn stated that the election could not be put over under terms of the "Rules of Order of the Public Utilities Commission, without advance public notice. The specific language of the Rules was requested of Commission Secretary Thomas G. Flynn, who stated that he did not have a copy of the "Rules of Order" with him, but would arrange immediately to obtain one.

Commissioner Byrne pointed out when former Commissioner Henry E. Berman was elected president, the same question came up and at that time Mr. Bourne had stated that the meeting could not be put over. Commissioner Flynn then said that the Commission could suspend the "Rules of Order," or the notice would have to be used. Acting President Commissioner Carey then suggested that the Commission go on with the calendar matters and return to the matter of the election later in the meeting when Secretary Flynn was able to obtain a copy of the "Rules of Order," and copies of the minutes of the PUC meeting in which former Commissioner Berman was elected president.

Resolution No. 76-0154, approving write-off of 16 uncollectible accounts receivable more than 90 days past due, total amount \$4,072.93, not eligible for processing through Water Department established lien procedure.

Presiding Vice President Carey asked Water Department General Manager Arthur H. Frye for an explanation on this item for the benefit of the two new commissioners.

Mr. Frye explained that the 16 bills were not taken care of promptly and at the proper time because of a tremendous turnover in clerical help. The chief of the responsible section changed 6 to 7 times in the last few years, and the properties involved have changed ownership effectively making the accounts uncollectible.

The resolution was passed by full vote of the Commission.

Resolution No. 76-0159, covered approval for execution of 489-acre revocable Water Department Land Use Permit to the City of Pleasanton for disposal of liquid sewage effluent, grazing of livestock, and agricultural row and field crops, term 5 years terminating January 1, 1981, annual rental, \$41,865 plus reimbursement of taxes and assessments; all subject to rental review as of January 1, 1978.

Presiding Vice President Carey asked for an explanation on this item from Water Department General Manager Arthur H. Frye.

Mr. Frye explained that the City of Pleasanton has the present permit for 251 acres for disposal of sewage effluent, grazing of livestock, and construction of holding ponds. Subsequent to the execution of the 251 acres, the City of Pleasanton requested that it be permitted to utilize an additional 238 acre adjacent parcel, which was then being leased to a Mr. Gene Dana. Since then, a lease has been negotiated and the City of Pleasanton is currently not in default on any of the terms and conditions of the existing 251 acre

revocable Land Use Permit.

Mr. Frye further stated that the approval of this resolution would be a financial and administrative benefit.

Resolution No. 76-0162, approving supplemental appropriation, total amount \$2,000,000, from existing Hetch Hetchy Project funds, to provide \$1,750,000 for purchase of power for resale, and \$250,000 to cover increased service charge for wheeling Hetch Hetchy power to municipal customers.

Hetch Hetchy General Manager Oral L. Moore explained that this amount does not include the power Hetch Hetchy is purchasing during strike, but rather is just that power required for the balance of the year to meet Hetchy's resale requirements. The supplemental purchases are required because of the extraordinarily low precipitation--to date 1975-76 is one of the driest on record.

Mr. Moore, responding to a question from Commissioner Flynn, said the current daily cost due to the strike is \$37,000. Mr. Moore also noted that airport tenants are still refusing to pay for Hetchy power at the new rates and that legal action is in the hands of City Attorney. Airport tenants have charged that the new higher rates are illegal under the Raker Act.

Acting Utilities General Counsel McMorris Dow stated that complaints have been drafted, but with Mr. Bourne's death, they are still incomplete.

Resolution No. 76-0167, approving excess Modification #2, in amount of \$10,000, to provide funds for alterations not included in the original contract, to permit construction of Laguna Honda and Judah Substation buildings and installation of City-furnished equipment under HH Contract No. 528. Power Improvement Program.

Hetch Hetchy General Manager Oral L. Moore explained that this modification is required to provide funds for on-going work, as directed by the engineer, made necessary by design changes and design or manufacturing error that must be corrected immediately in the field to avoid expensive delays. Payment under this item would not preclude recovery from the responsible party. This contract is part of the Power Improvement Program and is being financed with the assistance of a grant from the Urban Mass Transportation Administration.

Resolution No. 76-0173, approving Redevelopment Agency's proposal for construction of new street lighting system in the Hunters Point Area in conjunction with site improvement work.

Hetch Hetchy General Manager Oral L. Moore said the Redevelopment Agency proposes to construct this new street lighting system in the Hunters Point Area in conjunction with site improvement work, and that the plans for this lighting project were reviewed by the Bureau of Light, Heat and Power and meet with its approval. The Redevelopment Agency will finance the work.

Hetch Hetchy Calendar Item #15--accepting the R. W. Beck & Associates appraisal report for Stage I Additions for development of the Upper Tuolumne River Basin; and approving participation in filing of Preliminary Application for additional Tuolumne River development with the Federal Power Commission.

Hetch Hetchy General Manager Oral L. Moore gave a detailed explanation on the history of the Tuolumne River hydroelectric development. This project, a proposal to build a \$450 Million hydroelectric dam, Mr. Moore said, would be scheduled for completion in 1985, and would produce needed hydroelectric power as well as revenue totaling \$11 Million annually for The City. Mr. Moore also noted that government agencies, including the Interior Department, are studying the possibility of declaring an 18-mile stretch of the Tuolumne River a part of the nation's Wild River System. If the wild river idea is recommended and wins in Congress, the dam would not be built. This recommendation is expected in December.

Mr. Moore explained that the Tuolumne and Modesto Irrigation Districts would join the City in the application and pay half of the \$8,000 filing costs. He urged the Commission to file an application with the Federal government for permission to build the dam.

Commissioner Lydia Larsen requested that this item be tabled long enough to give her and Commissioner Henning time to study the long-standing proposal. This was agreed upon by the Commission.

Resolution No. 76-0179, cancelling bid call for MR Contract No. 614 for fare collection and extraction system using vacuum method; and authorizing Municipal Railway to negotiate a "sole source" contract.

Municipal Railway General Manager Curtis E. Green explained that this resolution would cancel the bid call for the fare collection and extraction system using the vacuum method because no competitive bids could be obtained. The problem with the present fare box system is that it is operated manually and susceptible to significant pilfering. The vacuum system is faster and allows removal of the coins mechanically. Mr. Green stated that he would like to negotiate a "Sole Source" contract with the supplier of Fare Collection and Extraction System which uses the vacuum method. UMTA now has authorized the Muni to negotiate a "Sole Source" contract in lieu of the regular bidding procedure. Upon roll call, this resolution was unanimously approved.

Resolution No. 76-0181, approving amendment to professional services agreement with International Engineering Company, Inc., increasing total payment from \$653,559 to \$854,017 to provide necessary consulting service for the remaining construction period of the Muni Metro Rail Center.

Municipal Railway General Manager Curtis E. Green explained that this resolution requests the approval of an amendment to the professional services agreement with International Engineering Company, for engineering in the building of the new Muni Metro Center at San Jose Avenue. He stated that the adjusted construction price was \$13,600,000, since the original contract of \$478,000 we have had amendments for \$100,000 and \$74,970. This amendment for \$200,000 would result in a contract of \$854,000, or less than 5.2% of construction costs. Mr. Green stated that Mr. R. M. Tarbox of International Engineering Company was present to discuss any ramifications.

Mr. Rino Bei, Project Manager of the Transit Improvement Program of the Municipal Railway gave a brief summary of the amendments approved by the Commission in the past stating that during the construction, the complexity and magnitude of this job was difficult to forecast since the work being covered by the present requested amendment was impossible to determine in advance. He stated that his staff was limited and that another amendment would be necessary so that the job not be shut down. Mr. Bei then turned further explanation over to Gerald Cauthen, Senior Civil Engineer of the Transit Improvement Program, Municipal Railway.

Mr. Cauthen stated that construction is approximately 2/3 complete from being finished in the middle of 1977. There have been over 100 contract changes from January 6th to April 3rd.

Mr. Cauthen then referred to the proposed amendment regarding substitutions and changes for an estimated additional 7,264 manhours. There have been approximately 130 separate instances where it has been necessary to issue written clarifications and change order instructions to the construction contractor. He further stated that they still do not know what Boeing Vertol requirements for shop equipment will be. There are also many changes in code requirements for earthquake resistance requiring "beefed-up" construction of building--designs had to be "beefed-up" including a change in relative equipment prices. Many times the changes required issuing of new instructions. There were also 300 shop submittals sent back for more work. The more changes, the more complex the situation becomes. Mr. Cauthen stated that the Control Group recently received one good cost man and two civil engineers which will help the staff do more work in-house. The engineering costs for this work is 5.16% of the overall construction price which is not an excessive amount to this point compared to other design jobs.

Commissioner Lydia Larsen agreed that 5.16% is a very reasonable amount. Commissioner Larsen mentioned that she had heard Boeing Vertol was in trouble financially. But Mr. Crowley stated that this is a rumor put forth by members of CAPTRANS, and that he was astounded to hear it as they have \$50 Million in inventories for our cars, are building the Chicago rapid rail cars, are UMTA's consultant on rail transit, and are fully committed to future business. They are losing money with us--but they are not out of business.

Commissioner Joseph P. Byrne asked Mr. Bei if this amendment were put over for 2 weeks, would it hurt the project? Mr. Bei stated that it would hurt the project. The contractor went to the National Labor Board which said the secondary boycott was illegal--the City strikers picketed the gates. Work started up last Wednesday and both jobs are back in operation.

Commissioner Byrne asked regarding the redesigns because of substitutions, would the City be saving any money? When the contractor substitutes in redesigning, does he pay for it? Mr. Cauthen replied that anytime a redesign is required for the convenience of the contractor, we get a submittal from the contractor and it could be a credit.

Commissioner Flynn asked Mr. Cauthen regarding complying with earthquake resistance. Mr. Cauthen replied that this was a key element in this amendment because the jacks must be beefed-up due to new earthquake codes.

Commissioner Flynn stated that he thought we were about "over-the-hump," yet we have here another modification, and that, it appears, "No man in this room knows where this will end in dollars and cents." Commissioner Flynn then read from the resolution: "The total payment to CONSULTANT covering all services to be performed under this document shall not exceed \$854,017;..." This was modification #3, he stated, and that he was searching for what that statement really means--what will it really cost us?

Mr. R. M. Tarbox of International Engineer Company, then gave a review going back to 1974. He stated that they only do work that TIP requests them to do. In February, he stated, they gave an estimate of what would be required to the end of 1977--about \$222,000. Mr. Bei and Mr. Cauthen got together and they looked over their estimate and cut them back in some places. In these places, they figured they could do the work with the people they had. He stated that he has provided City with the estimate as they see it now--\$200,458, which he thinks will take them through the job, but there is no guarantee.

Commissioner Flynn stated that the job started out with construction at \$7 Million in 1970, and he realizes that what has happened has been due to unforeseen problems and inflation, and was wondering will there be an Amendment #4? Mr. Tarbox stated that he did not know. Mr. Bei stated that he has made up a table of check-points to monitor the expenditures of the consultant.

Mr. Cauthen then referred to the table and stated that IECO may not spend more than the amount in the month as shown, so they wouldn't run out of the \$200,000 and have to come back.

In answer to Commissioner Carey re a design omission, Mr. Cauthen stated that an error or omission is a basis for a claim only if it reaches the negligent category.

Commissioner Flynn said the minutes of July 29th show he had requested a progress report be turned in each month until the job is completed.. Mr. Cauthen stated this could not be done. Commissioner Flynn felt that information should flow better to the Commission and requested that Mr. Bei and Mr. Cauthen, as soon as they have found there is a problem, to provide the information immediately to the Commission. Mr. Bei stated that he would include a status report on the IECO project at the second meeting of each month.

On roll call, the Commission approved Resolution No. 76-0181.

Resolution No. 76-0184, awarding the contract for placing transit advertising on vehicles of the Municipal Railway to Metromedia, Inc. for a period of five years commencing July 1, 1976.

Municipal Railway General Manager Curtis E. Green said the Commission approved bid specifications and called for bids on February 24. Bid date opening was extended to March 19th, and then subsequently to March 26. The Commission later adopted two resolutions reducing the terms of the surety bond to enable additional advertising agencies to bid on the contract. On that date bids were opened and read. The only responsive proposal received was from Metro Transit Advertising, the present contractor. Their offer of 50% of gross revenue with a minimum guarantee of \$400,000 per year is a fair, responsive and reasonable offer and is in the best interests of the City.

Mr. Steve Strauss of Transit Ads, Inc. stated that his company was sorry they were not able to bid, but that the last amount of the surety bond was still unacceptable as it was still higher than required by other companies, also others do not have a requirement for liquidated damages.

Upon motion from Commissioner John Henning to award bid to Metro Transit Advertising, Commissioner Byrne seconded, and the Commission unanimously adopted the resolution.

Vice President Dennis V. Carey recessed the meeting for a period of 20 minutes upon Commissioner Henning's request. (4:45 p.m.)

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(Meeting reconvened at 5:05 p.m.)

The following paragraphs from the January 27, 1976 minutes were read by Secretary Thomas G. Flynn in response to questions of the Commission regarding delaying the election of officers:

"Commissioner Byrne asked Utilities General Counsel William F. Bourne whether this procedure would be in violation of City Charter provisions.

"Mr. Bourne advised that the Charter does not specifically speak to this; however, under the PUC's own rules of order the Commission would be required to hold the elections on this date. To suspend the rules of order would necessitate at least four votes of the Commission. To amend the rules would require posting of public notice prior to the rule amendment."

Secretary Thomas G. Flynn then read the following from the "Rules of Order" of the Commission:

"Except this rule and such other of these Rules of Order as are restatements of provisions of the charter, ordinances or resolutions of the Board of Supervisors, or other provisions of law, and are so designated in each case by an asterisk, any of these rules of order may be suspended by the affirmative vote of the majority of the members of the Commission, provided that such suspension is entered upon the minutes of the Commission.

"A motion to suspend the rules is debatable."

The Secretary of the Commission stated that this is the information he has available. . .

Vice President Dennis Carey announced that in his judgment the interest of the community would best be served by his declining the nomination and remaining Vice President. Upon roll call Commissioner John F. Henning, Jr. was unanimously elected President of the Commission.

Roll Call:

The Commission adopted Resolution No. 76-0187 to honor the memory and the services of the late William F. Bourne, Utilities General Counsel, and extending expressions of sympathy and condolences to his family.

As a final tribute to Mr. Bourne, the MEETING WAS ADJOURNED in respect to his memory. (5:10 p.m.)

Thomas G. Flynn
Secretary and Assistant
General Manager

MINUTES
PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

May 11, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway
Hetch Hetchy Project
Water Department

BUREAUS

Accounts
Public Service
Personnel & Safety
Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey, H. Welton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held April 27, 1976, were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Flynn, the Commission ratified the following resolution approved by telephone poll of the Commission on May 7, 1976:

76-0188 M Authorizing the Municipal Railway General Manager to make certain adjustments and refunds, on April Fast Passes
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0189 H Completion of HH Contract No. 538--Painting Trolley and Street Lighting Poles on Sutter Street, Taylor to Presidio Avenue; final payment \$1,271.00
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0190 H Award of HH Contract No. 539--Repairing and Painting Trolley and Street Lighting Poles on Van Ness Avenue, Market to North Point Street - Amount \$39,893.30 - Louis Khan Painting of Sacramento
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0191 H Approving debit modification #2 of HH Contract No. 522--Installation of Electrical Equipment In Civic Center, Church and Downtown Substations - \$8,649.37 for additional earthquake bracing
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

- 76-0192 W Water Department Revocable Land Use Permit to Alameda County Water District for use of 46.31 acres in Niles Canyon area
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Larsen, the following resolution was adopted:
- 76-0193 W Authorizing reduction in number of livestock grazing upon leased Water Department watershed lands and proportionate reductions in semi-annual rents to protect land from destructive ground erosion
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0194 W Settlement of litigated claim of Charles Cunningham, Joseph Reid, and John P. O'Shea vs City, Superior Court No. 637,857
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0195 W Approving collection of Water Department claims for damages - month of April 1976 - \$742.40
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0196 W Approving write-off uncollectible accounts receivable - Water Department - month of March 1976 - \$9,962.57
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0197 M Bid Call - MR Contract No. 616--Furnishing and Installing Transit Stop Signs at Muni Boarding Locations
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0198 M Bid Call - MR Contract No. 635--Passenger
Waiting Shelters, Phase II
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the
following resolution was adopted:

76-0199 M Completion of MR Contract No.712-R--New Cable
Rewinder at Washington-Mason Cable Car barn;
final payment \$44,160.00
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the
following resolution was adopted:

76-0188-MR Approving payment of claims against the
Municipal Railway - Total amount \$127,626.05
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the
Secretary and Assistant General Manager of the Public Utilities
Commission.

Communications:

Commission President John F. Henning, Jr., stated that Commissioners had received copies of a communication from District Attorney John Freitas, Jr. regarding the City's participation in the expenditure of Federal LEAA funds amounting to \$388,000 for an 8-month demonstration program to be conducted by the San Francisco Youth Service Bureau for the purpose of combating juvenile crime related to Muni incidents. The funds would allow employment of 241 youths and 18 adults whose goal would be to identify violent-prone youth and discourage them from committing acts of violence on the City's municipal transit system. The letter stated the Mayor's Criminal Justice Council wished an expression from the PUC and Transport Workers Union whether these organizations had participated in the development of the proposal, and whether they were satisfied that such funds would not be better allocated to increasing security on the Muni system.

Commissioner Carey stated this proposal had been under discussion for the past four months, and that it involves some funding from the City (PUC) and from the S.F. School District. He recommended that the Commission defer any action pending receipt of additional information from staff.

Commissioner Henning requested the GMPU submit a report on this matter to the Commissioners before the next PUC meeting.

Resolution No. 76-0194, approving settlement of litigated claim of three 7470 Watershed Keepers working for the Water Department on the Peninsula Watershed, Messrs. Cunningham, Reid and O'Shea, vs. City, Superior Court No. 736,857, for overtime compensation for the opening and closing of gates on Sawyer Camp Road.

Commissioner Henning noted that these overtime hours were worked for three years prior to the filing of the suit in October 1971, which indicates the claim has been pending for eight years. He stated that although the amount was relatively small in this case, there should be some way to speed the process.

Commissioner Byrne asked why double time was being paid in this instance where the use of a second shift with a 15% differential could possible be more economical.

Kenneth R. Boyd, Water Department Assistant General Manager, explained that during the years of the suit--1968 to 1971--the watershed keepers were not working second shifts. A man went down early in the morning and opened the gate and again went back in the evening to close it. However, the time is now being divided to accomplish this and the men are working staggered hours.

Resolution No. 76-0197, authorizing bid call for Municipal Railway contract No. 616 for new transit stop signs at Muni boarding locations, Phase I.

Rino Bei, Transit Improvement Program project manager, presented a model of the new passenger stop signs that were developed by his staff working together with consultant Walter Landor & Associates. Eighty-three percent of the funds for the three-year program comes from Federal interstate freeway trust fund to be utilized for transit purposes. The contract calls for furnishing and installing 1500 passenger stop signs--the first part of the project to provide signs at all 5000 transit stops in the City.

In answer to Commissioner Henning's query as to whether different languages, depending upon the neighborhood, would be used on the signs, Mr Bei stated this had been considered but rejected because the amount of language would require such small lettering as to make the signs almost illegible.

Commissioner Carey asked if the lettering was to be luminous for better visibility in the dark. Mr. Bei said the signs would be dependent upon the available street lighting, which in San Francisco is sufficient.

The Commission adopted Resolution No. 76-0198, approving bid call for Phase II of the Municipal Railway passenger shelter program, which calls for an additional 65 shelters at principal transfer point locations throughout the City. The first phase of the program is now underway, with 56 shelters being erected. This program is also 83 percent funded by Federal Aid-Urban Systems grant.

Mr. Bei described the program and answered questions from Commissioners Henning and Larsen as to the accessibility for the handicapped. Some of the structures will be merely shelters, where the waiting is short; and benches will be provided where the waiting is longer.

Supplemental Calendar:

The Commission ratified Resolution No. 76-0188, approved by telephone poll of the Commission conducted on May 7, 1976. This resolution authorizes the Municipal Railway General Manager to make certain adjustments and refunds on the Muni Fast Passes because of the recent City employees' labor dispute which resulted in shutdown of the Muni transit vehicles March 31 to May 8, 1976; and requests the Controller to take all necessary actions to facilitate the accomplishment of these objectives.

Dr. John M. Christensen, Jr., Assistant General Manager-Finance, explained that the Board of Supervisors in its Resolution 243-76 on April 5, 1976, urged the Municipal Railway to implement an adjustment mechanism to extend the Muni Fast Passes which were made unuseable. One day of the March passes and all days of the April passes which were sold fall within this category. Also services which could have been provided by Fast Passes during the month of May have become abbreviated.

Commissioner Flynn inquired whether this necessitated the rates and charges processes set forth in the Charter provisions. Dr. Christensen said this was not necessary inasmuch as the passes are being extended to give full use.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

125/76
c2

M I N U T E S

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 232, City Hall

2:30 p.m.

May 25, 1976

DOCUMENTS

JUN 2 1976

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PUBLIC LIBRARY

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey, Lydia Larsen

Absent: Commissioners H. Welton Flynn, Joseph P. Byrne

The minutes of the regular meeting of the Commission held May 11, 1976, were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Henning, the following resolution was adopted:

76-0200 M Establishing Committee to produce policy on transportation for the handicapped and elderly.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0201 W Lien and special assessments on property for unpaid water service charges:

Block 3709, Lot 8
Terminal Plaza Corporation
\$241.69

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0202 W Lien and special assessments on property for unpaid water service charges:

Block 310, Lot 7
Foster Lunch System, Ltd.
\$209.81

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0203 W Lien and special assessments on property for unpaid water service charges:

Block 3779, Lot 6
Rocksham, Inc.
\$206.22

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0204 W

Lien and special assessments on property for unpaid water service charges:

Block 5522, Lot 16
Ruby Stearne
\$121.27

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0205 W

Lien and special assessments on property for unpaid water service charges:

Block 1245, Lot 23
Louis Blumenthal
\$129.11

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0206 W

Lien and special assessments on property for unpaid water service charges:

Block 772, Lot 21
S.F. Redevelopment
Western Addition A-2
\$144.92

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0207 W

Lien and special assessments on property for unpaid water service charges:

Block 646, Lot 1
Lee Bart, c/o Blums of S.F.
\$176.90

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0208 W

Lien and special assessments on property for unpaid water service charges:

Block 335, Lot 2
Jack Osheroff
\$445.28

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0209 W

Lien and special assessments on property for unpaid water service charges:

Block 6083, Lot 1B
Peter P. Aliason
\$153.60

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0210 W

Lien and special assessments on property for unpaid water service charges:

Block 3554, Lot 16
Summit Land Company
\$474.59

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0211 W

Lien and special assessments on property for unpaid water service charges:

Block 279, Lot 3
William B. Jee
\$279.82

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0212 W

Lien and special assessments on property for unpaid water service charges:

Block 306, Lot 15
Lazar England
\$168.23

Vote: Ayes-Henning, Carey, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0213 H

Bid Call - HH Contract No. 543--Repairing and reroofing of Hetch Hetchy buildings at Moccasin and Early Intake.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

- 76-0214 H Bid Call - HH Contract No. 544--Construction of Fillmore Substation under Power Improvement Program.
- Vote: Ayes-Henning, Carey, Larsen
- On motion of Larsen, seconded by Carey, the following resolution was adopted:
- 76-0215 H Award - HH Contract No. 514--Moccasin Administration Building heating system replacement - Amount \$98,863.00 - Art Brown Construction of Oakdale.
- Vote: Ayes-Henning, Carey, Larsen
- On motion of Carey, seconded by Larsen, the following resolution was adopted:
- 76-0216 H Award - BLHP Contract No. 192--Scheduled relamping of City-owned street lighting system - Amount \$62,310.05 - Mahoney Electric Company, Inc. of San Francisco.
- Vote: Ayes-Henning, Carey, Larsen
- On motion of Larsen, seconded by Carey, the following resolution was adopted:
- 76-0217 H Extending agreement with United States Forest Service Geological Survey, providing for cooperative investigation of water resources on Tuolumne River.
- Vote: Ayes-Henning, Carey, Larsen
- On motion of Carey, seconded by Larsen, the following resolution was adopted:
- 76-0218 H Award - BLHP Contract No. 193--Maintenance and repair of City-owned street lighting system - Amount \$133,085.22 - Lease-Lite Corporation of San Francisco.
- Vote: Ayes-Henning, Carey, Larsen
- On motion of Larsen, seconded by Carey, the following resolution was adopted:
- 76-0219 H Approving collection of Bureau of Light, Heat and Power damage claims - month of April 1976 - Amount \$1,005.55.
- Vote: Ayes-Henning, Carey, Larsen
- On motion of Carey, seconded by Larsen, the following resolution was adopted:
- 76-0220 W Bid Call - WD Contract No. 1540--Installation of 30-inch steel main in Parnassus and Fifth Avenue.
- Vote: Ayes-Henning, Carey, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0221 W

Completion of WD Contract No. 1674--Laying of mains in Water, Jones, Shannon and Kearny Streets; approving assessment of \$650.00 liquidated damages; approving excess modification of \$1,416.68 - final payment \$4,424.20.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0222 W

Approving settlement of litigated claim of May Sheridan vs. CCSF, Municipal Court No. 717-482, Sum of \$800.

Vote: Ayes-Henning, Carey, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0223 M

Authorizing transfer of \$287,000 in budget funds for Industrial Compensation costs.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0224 M

Authorizing transfer of \$150,000 in budget funds for Material and Supplies costs.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0225 M

Approving payment of claims against Municipal Railway - month of March 1976 - Amount \$36,239.08.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0226 M

Approving payment of claims against Municipal Railway - month of April 1976 - Amount \$41,586.17.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0227 M

Approving compromise and collection of Municipal Railway claims for damages against miscellaneous debtors - month of March 1976 - Amount \$2,197.53.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0228 M Approving compromise and collection of Municipal Railway claims for damages against miscellaneous debtors - month of April 1976 - Amount \$1,212.09.

Vote: Ayes-Henning, Carey, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0229 GO Approving amount of reasonable annual depreciation, Fiscal Year 1974-75, for all utility departments under PUC jurisdiction.

Vote: Ayes-Henning, Carey, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0230 GO Confirming transfer of funds under \$10,000, and allotment requests, submitted by PUC departments, third quarter 1975-76, totalling \$2,914,007.70.

Vote: Ayes-Henning, Carey, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0200-MR Approving payment of claims against the Municipal Railway - Total amount \$81,000.00.

Vote: Ayes-Henning, Carey, Larsen

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Communications:

1. Commission President John F. Henning, Jr., stated a communication was received from O'Keeffe, Inc., of 76 Williams Avenue, San Francisco, unsuccessful bidder on MR Contract No. 615 for construction of passenger waiting shelters. In this 4-page letter Mr. W. F. O'Keeffe, President, described his objections to the work being performed by the contractor who was awarded the job.

Commissioner Carey stated he had been working with staff on this matter. A staff report will be submitted to the Commission and at that time, with the Commission's approval, Commissioner Carey will pursue the matter further with Mr. O'Keeffe and resolve the issue.

**

2. Report to the Commission by George England, Security Chief, on the subject of approximately 120 uniforms of the San Francisco Municipal Railway Transit Security Detail, purchased in 1974 and now in need of replacement. In view of the approximate 17% in saving between the cost of the current custom-fitted blazer type uniform and the rental of jump suits, Mr. England recommended the Commission approve procurement of the jump suits. Commissioner Carey stated that the Police Department has approved and recommended the

jump suit uniform. He said he concurred in these recommendations, and moved that the Municipal Railway be authorized to proceed accordingly. Commissioner Larsen seconded. On roll call, the Commission unanimously concurred.

New Business:

Commissioner Larsen stated that the handicapped and elderly have long asked for a voice in the transportation policy-making decisions of the Public Utilities Commission and the suggestion has been made that a committee be formed in which the community might be involved. She asked that such a committee be approved by the Commission, to be comprised of selected representatives of the handicapped, elderly, general public, PUC and City staff.

Commissioner Carey moved adoption of a resolution to this effect, and that Commissioner Larsen be designated chairman of such a committee to produce a proposed policy that will provide for the transportation needs of all the groups involved. Commissioner Henning seconded the motion and on roll call Resolution No. 76-0200 was unanimously adopted to establish such a committee.

Resolution No. 76-0217, extending agreement with the United States Forest Service Geological Survey providing for cooperative investigation of the water resources of the Tuolumne River for the fiscal year 1976-77.

Oral L. Moore, Hetch Hetchy General Manager, explained that this was an annual contract between the City and the federal government. It involves the operation of stream gauging stations to measure the inflow of the river, which under the Raker Act provisions, the City is required to account for.

In response to Commissioner Larsen's question, Mr. Moore said this contract has nothing to do with the matter of the City's participation in the filing of an application with the Federal Power Commission for a preliminary permit for additional Tuolumne River development, which is presently under review by the Commission.

Resolution No. 76-0220, authorizing bid call for Water Department Contract No. 1540 for installation of a 30-inch steel main in Parnassus and Fifth Avenue.

Kenneth R. Boyd, Water Department Assistant General Manager, presented this item.

This work is required to relocate a 30-inch main from 4th Avenue, north of Kirkham Street, to 5th Avenue, north of Kirkham Street, due

to street vacation to accomodate the University of California new School of Dentistry.

The item had appeared on a previous PUC calendar but had been removed for legal opinion from the City Attorney on the effect of an injunction against the University of California on the question of the Environmental Impact Report on the project.

Acting Utilities General Counsel McMorris M. Dow advised that the injunction has now been lifted and that it is legal for the City to proceed with the main relocation. He stated further that the actual work specified under WD Contract No. 1540 is exempt from EIR in accordance with provisions of the S.F. Administrative Code, Section 31.22(a), Chapter 31.

Mr. Boyd said the cost of the work will be paid for by the University and that a work order has been received for City to proceed which states that in addition to paying for the work that they will indemnify the City for any cost that might ensue in event of work stoppage resulting from an appeal.

Robert J. LaPointe, UC Community Affairs Officer, representing the University, was present to answer questions. He asked that the City proceed with the work. He stated the injunction has been lifted and that the University and not the plaintiff has appealed because in their opinion the judge was not correct in his interpretation of the law.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

M I N U T E S

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:35 p.m.

June 8, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway
Hetch Hetchy Project
Water Department

BUREAUS

Accounts
Public Service
Personnel & Safety
Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:35 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey,
H. Welton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held May 25, 1976,
were approved.

RESOLUTION

NO.

On motion of Larsen, seconded by Carey, the
following resolution was adopted:

76-0231 M

Auction of electric trolley coaches on June 11th,
1976

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the
following resolution was adopted:

76-0232 H

Bid Call - HH Contract No. 477--Construction of
Moccasin penstock valve house

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0233 H

Supplemental appropriation of \$2,134,000 from
existing HH Project funds for purchase of power for
resale

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0234 H

Execution of letter-agreement revising Amendment
Agreement between City and Pacific Gas and Electric
for delivery of HH power and energy for resale

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0235 H

Tuesday, July 13, 1976, at 2:30 p.m., set for
public hearing on proposed revision of HH rates for
power disposal

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0236 W

Bid Call - WD Contract No. 1706--Repaving street
and sidewalk openings for fiscal year ending June
30, 1977

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0237 W

Bid Call - WD Contract No. 1690--Excavation and repaving water service trenches

Vote: Ayes- Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0238 W

Award - WD Contract No. 1677--To Valentine Corporation of San Rafael for improvements to shop facilities - Amount \$88,611.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0239 W

Completion of WD Contract No. 1696--Laying mains in Powell Street and Pacific Avenue; allowing 3 days unavoidable delay; approving excess modification of \$4,496.50 - final payment \$6,929.97

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0240 W

Approving \$3,228 supplemental appropriation from WD funds for salary adjustment of two positions

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

6-0241 W

Approving collection of WD claims for damages against miscellaneous debtors for May 1976 - amount \$1,137.69

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

6-0242 M

Authorizing agreement with Post Office to transport letter carriers on Muni for fiscal year 1976-77 - amount \$30,031

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:as amended:

76-0243 M

Bid Call for Vending Machine Agreement for one year period ending June 30, 1977

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0244 M

Approving supplemental appropriation of \$53,075 from Muni funds to pay for gas and electricity

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0245 M

Approving supplemental appropriation of \$2,000,000 as funds for payment of Muni passenger damage claim

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Carey, the following resolution was adopted:

76-0246 GO

Confirmation of assignment of George E. Baglin as Utilities General Counsel

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0247 H

Approving \$100,000 in transfer funds for emergency rehabilitation of Lower Cherry Aqueduct

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0248 M

Approving transfer of \$820,000 from operator wages to passenger damage claims, materials and supplies, and overtime

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0231-MR

Approving payment of claims against the Municipal Railway - amount \$9,734.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Communications:

Commission President John F. Henning, Jr., reported receipt of a June 3, 1976, communication from the Citizens Advisory Panel (CAP) for Transit Improvement, regarding the pending disposal of all but 100 of the current fleet of MUNI electric trolley coaches.

In the letter CAP suggests that MUNI maintain possession of all useful electric vehicles and related equipment, pending outcome of a study of the potential for electrified MUNI service. They request that the MUNI retain possession of all 235 electric trolley buses powered by General Electric motors; and recommend that all salvageable equipment of the balance of these electric vehicles be retained.

Curtis E. Green, Municipal Railway General Manager, described the key features of the MUNI's electric trolley coach replacement program. As each of the 345 new trolley coaches arrives, the old vehicle it replaces is turned over to the City Purchaser for disposition. Wilbur Smith & Associates is currently undertaking a study concerning future operational procedures of the system. In view of the Commission's policy of maximum use of electrically powered transit, MUNI is retaining 100 coaches with recommendations of the Smith study in mind. Those retained are selected on the basis of mechanical soundness.

Regarding the CAP request, Mr. Green said he had no quarrel with this recommendation. The problem, however, is that MUNI has neither facilities or money for long-term storage of vehicles. If those problems can be met, the 183 General Electric trolley coaches could be removed from the auction lists, pending outcome of the Wilbur Smith study.

Sam Walker, Secretary-Treasurer, Transport Workers Union, requested certain safety precautions with regard to the operator's seat if the old electric coaches are to be refurbished for future use.

Robin Hood, President, and Maurice Klebolt, Chairman-Planning & Operations Committee, of CAP, urged the Commission's concurrence with their suggestion. Mr. Kelbolt spoke of the potential saving to the City through retention of the coaches, and stated he would like to work with Mr. Green in finding a storage site.

Commissioner Larsen introduced Resolution No. 76-0231, calling for the removal of 183 General Electric trolley coaches from the auction list of sale June 11, 1976, directing that the MUNI address itself to the problem of long-term storage and the possibility of refurbishing and using these vehicles in future electrification plans, and stating further that the permanent retention of these vehicles be contingent on the funding for storage. Commissioner Carey seconded the motion and it was unanimously adopted by the Commission.

New Business:

Commissioner Henning announced that it will be the general policy of this Commission to pursue quarterly meetings in the neighborhoods, to be held in public schools in the evenings. This will provide an opportunity for more public participation by the citizens in the PUC meetings. It is anticipated the first meeting will be conducted in August or September, and it will be duly announced.

Commissioner Henning said that in the vein of developing more public participation, the Commissioners are compiling a lengthy series of questions to be answered by staff, designed to cover all aspects of the functions of the Commission and its departments, to be used as a basis for developmnet of policy. These will be made available to the public.

The gathering of this information will be designed as education for the new Commissioners, but will be education for all, and will provide a vehicle for public questions.

On the subject of water conservation, Commissioner Carey stated there has been some public concern about the considerable amount of water used in the sprinkling system on Sunset Boulevard. He asked for a report from the Water Department General Manager as to what has been done with regard to the conservation of water by City agencies.

Arthur H. Frye, Jr., Water Department General Manager and Chief Engineer, stated that excessive use was occasioned by the recent labor dispute when the gardeners were not working, and it was an effort to bring bring back grass and landscape dried by lack of water. His staff has been in contact with the Recreation and Park Department, which has taken steps to materially reduce water consumption, and will continue to cooperate. Letters urging water conservation have been going out not only to City agencies but to the State Department of Transportation which has responsibility for maintaining highway landscaping.

Resolution No. 76-0233, approving supplemental appropriation in amount \$2, 134,000 from existing Hetch Hetchy Project funds, for purchase of power for resale.

Oral L. Moore, Hetch Hetchy General Manager, explained that purchase of power for resale was made necessary because of the shut down of the Hetch Hetchy system due to the work stoppage by City craft workers which began on March 31, and continued to May 10. During this 38-day period, power deliveries to City customers had to be made through purchase of supplemental power and energy from the Pacific Gas and Electric Company. This is the amount necessary to make up for that loss of generation.

In answer to Commissioner Flynn's question whether an additional purchase of power is anticipated, Mr. Moore stated the amount is sufficient to take care of the current fiscal year. However, additional power purchases are anticipated in the next fiscal year beyond amounts budgeted because the system is going on reduced generation.

Resolution No. 76-0234, approving and authorizing the General Manager of Public Utilities to execute letter agreement dated June 1, 1976, revising provisions of the Amendment Agreement dated June 24, 1975, between City and Pacific Gas and Electric Company for the delivery of Hetch Hetchy energy for resale.

Mr. Moore said the revisions affect the Modesto and Turlock Irrigation Districts and impose no additional financial burden on the City.

At the time the main contract was approved in June, 1975, the Districts were not satisfied with items relative to charges for purchase of supplementary power and energy for resale affecting the Districts and requested renegotiation and compromise. Such differences have now been settled to the mutual satisfaction of all parties concerned, and the terms of the compromise and settlement are set forth in the letter-agreement.

During discussion on Resolution No. 76-0235, setting Tuesday, July 13, 1976 at 2:30 p.m. for public hearing into proposed revision of schedule of rates for disposal of Hetch Hetchy power, Commissioner Flynn asked for the status of the rate increase that went into effect last year, with respect to the private consumer Norris Industries and the Airport tenants' refusal to pay the increase.

Deputy City Attorney McMorris M. Dow reported that suits were filed on June 2 against the Airport tenants and the City Attorney's Office is now awaiting services on the summons and complaints. Insofar as the Norris Industries (Riverbank Ordinance Plant) is concerned, the City Attorney's Office has withheld action as it is their understanding this Federal plant intends to file suit claiming that the increase is illegal.

Mr. Moore added that thus far the Airport Department has paid the full electrical bill, but has not collected the increase from the tenants. The only money Hetch Hetchy is out is the increase due from the ordinance plant.

Calendar Item #18, proposed resolution authorizing extension of the Municipal Railway vending machine agreement for fiscal year ending June 30, 1977, was amended upon recommendation of Commissioner Carey, to authorize the Railway to put this contract out for competitive bid.

Mr. Green explained that the present vendor (Freeco Vending Service) was awarded the contract in 1975-76. As there are numerous capital costs for machines, installation, etc., to a contractor in the first year of a contract of this type, the contract calls for one-year extension at the option of the Commission.

Commissioner Carey said he was of the opinion that where feasible and possible, this City should in all instances rely on competitive bidding.

Mr. Green said the income to City from these sales has not been great. The contract minimum guarantee is \$3,000 annually. The Railway has been receiving approximately \$6,000 annually. At the last bid call, only two vendors responded, and the winning vendor was only \$500 above the previous contract holder.

Commissioner Henning asked Mr. Green how much time it would take to receive bids. Mr. Green estimated two to three months, and said that in the interim it would be necessary to negotiate a month-to-month extension with the existing vendor.

After discussion during which Commissioner Flynn, Mr. Klebolt of CAP and Sam Walker of TWU talked about keeping the machines in working order, and Commissioner Henning asked Mr. Green to look into the possibility of a two-year vending contract, Commissioner Carey moved that the vending machine contract go out for bids on the most advantageous basis the Railway can obtain. Commissioner Larsen seconded the motion, and on roll call the Commission unanimously adopted Resolution No. 76-0243, authorizing the bid call.

The Commission adopted Resolution No. 76-0246, approving the assignment by City Attorney Thomas M. O'Connor, of George E. Baglin to the position of 8184-Chief Attorney II, Utilities General Counsel.

Supplemental Calendar:

Resolution No. 76-0247, declaring the existence of an emergency and approving transfer of \$100,000 Hetch Hetchy funds for the emergency rehabilitation of Lower Cherry Aqueduct to be accomplished in the most expeditious manner.

Mr. Moore stated that as result of severe drought conditions a water supply shortage situation exists for San Francisco and its water customers. In the event of an ensuing dry year, it is essential that the existing Lower Cherry Aqueduct at Early Intake be reconstructed as an auxiliary backup system for the supply in Hetch Hetchy Reservoir. as soon as possible. This rehabilitation had originally been scheduled for fiscal year 1979-80 in the Department's Capital Improvement Program.

The Commission adopted Resolution No. 76-0248, approving transfer of \$820,000, created as a surplus in amounts appropriated for Municipal Railway operator wages because of the recent work stoppage, to passenger damage claims, materials and supplies and overtime appropriations because of insufficient funds due to inflation, deferred maintenance, and unusual conditions and other factors beyond the control of the Railway.

THEREUPON THE MEETING ADJOURNED

Thomas G. Flynn
Secretary and Assistant
General Manager

THE UNITED STATES OF AMERICA
DO hereby certify that the following is a true and correct copy of the original as the same appears in the records of the Department of the Interior.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Department of the Interior at Washington, D. C., this 1st day of January, 1901.

DEPARTMENT OF THE INTERIOR

UNITED STATES OF AMERICA

THE UNITED STATES OF AMERICA
DO hereby certify that the following is a true and correct copy of the original as the same appears in the records of the Department of the Interior.

100

UNITED STATES OF AMERICA

THE UNITED STATES OF AMERICA
DO hereby certify that the following is a true and correct copy of the original as the same appears in the records of the Department of the Interior.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Department of the Interior at Washington, D. C., this 1st day of January, 1901.

101

THE UNITED STATES OF AMERICA
DO hereby certify that the following is a true and correct copy of the original as the same appears in the records of the Department of the Interior.

102

UNITED STATES OF AMERICA

DEPARTMENT OF THE INTERIOR

UNITED STATES OF AMERICA

M I N U T E S

DOCUMENTS

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

FILED IN ANY

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

June 22, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

BUREAUS

Municipal Railway

Accounts

Hetch Hetchy Project

Public Service

Water Department

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:30 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey,
H. Welton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held June 8, 1976
were approved.

RESOLUTION
NO.

On motion of Henning, seconded by Flynn, the
following resolution was adopted:

76-0249 W Retirement of Arthur H. Frye, Jr., General Manager
and Chief Engineer, San Francisco Water Department-
11 years service

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0250 H Award HH Contract No. 554 to Mahoney Electric Co.,
Inc. of San Francisco for construction of No. 47
trolley coach loop at Army Street - amount \$31,110

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0251 H Approving excess Modification #2 providing \$845.37
for replacement of corroded feeder span material
and modification of crossarms-HH Contract No. 494

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0252 H Approving excess Modification #3 providing
\$12,725.70 for conduits, wiring and relay cabinets
at three substations under HH Contract No. 522

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0253 H Approving supplemental appropriation of \$2,679 from
existing HH funds for salary adjustment for one
CCC Class 7125

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

- 76-0254 H Department of Public Works' proposal for construction of street lighting on Potrero Avenue
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:
- 76-0255 H Collection of Bureau of Light, Heat and Power claims for May 1976 - amount \$1,289.70
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:
- 76-0256 W Bid call-WD Contract No. 1679-for cathodic protection, Crystal Springs Pipeline No. 2 and Sunset Supply Pipeline
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:
- 76-0257 W Bid call-WD Contract No. 1700-for 12" main installation in Ellis Street
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:
- 76-0258 W Payment of claim to Stolte, Inc. - amount \$15,455.54
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0259 W Write-off of accounts receivable - month of April 1976 - amount \$5,543.61
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0260 M PUC subcommittee to develop recommendations for implementation of full accessibility policy for handicapped
Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted as amended:

76-0261 M

Completion of professional services agreement with Dukes-Dukes & Associates

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0262 M

Bid call-MR Contract No. 631-for track reconstruction and sewer enlargement on L-Taraval line

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0263 M

Awarding MR Contract No. 613 to Homer J. Olsen, Inc., of Union City, for track reconstruction and sewer enlargement - amount \$1,065,250

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0264 M

Awarding MR Contract No. 614 to Keene Corporation of Chicago for fare collection and extraction system - maximum amount \$2,301,758

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0265 M

Payment of claims - month of May - \$32,931.80

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0266 M

Collection of claims-\$2,742.43; and write-off of accounts receivable-\$1,898.77, month of May

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0249-MR

Payment of claims - \$87,100

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0250-MR

Payment of claims - \$360,017.78

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Special Order of Business: 2:30 p.m.

Remarks by the Honorable George R. Moscone, Mayor, City and County of San Francisco.

Mayor Moscone said this was his sixth personal appearance before City departments under the jurisdiction of the Mayor's Office.

Highlights of his address:

He called for better communication among City departments, and development of continuing relationships among departments in that all would develop the feeling of being part of the entire City government. He wished to discourage narrow, tunnel vision and inter-commission jealousies. He urged the maximum use of personnel resources available, by a review of the staff functions to assure which services are relevant and to eliminate those tasks which are continued simply because of an obsolete law.

He urged periodic night neighborhood meetings to bring Commission business "closer to the people." He complimented the PUC on its affirmative action program.

Mayor Moscone urged the Hetch Hetchy Water and Power System and the Water Department to develop ways to conserve water and power. With regard to the modernization program of the Municipal Transit System, he stated that there is a need to develop better methods of involving people and the talent available in the private sector. He urged the involvement of citizens in the governmental processes.

Communications:

Commissioner Carey distributed to the Commissioners a copy of the June 17, 1976 meeting report of the San Francisco Bay Area Transportation Terminal Authority. Commissioner Carey is chairman of this Authority which was created in 1974 to develop a regional transit terminal.

New Business: Status report on Tuolumne River new construction proposal.

Commissioner Larsen stated the Commission is presently assessing the information furnished by staff and received from interested parties. Many of the arguments require additional research and investigation, she said.

She briefly summarized the arguments, and announced that all interested individuals will have an opportunity to present their views to the Commission at a public hearing on the matter to be held on July 27.

Commissioner Henning stated that proper notice of the hearing will be given.

The Commission adopted Resolution No. 76-0249, commending Arthur H. Frye, Jr., on his retirement as General Manager and Chief Engineer of the San Francisco Water Department, and expressed its gratitude for his contributions to the people of San Francisco during his 11 years of City service.

Following consideration and action on the Hetch Hetchy and Water Department calendar matters, the Commission recessed for ten minutes at 3:30 p.m.

The Commission adopted Resolution No. 76-0260, authorizing the Commission's subcommittee on handicapped accessibility, chaired by Commissioner Larsen, to develop for Commission consideration a series of recommendations and proposals on implementation of full Municipal Railway accessibility for the handicapped.

Marguerite Warren of 1746 - 32nd Avenue, said she assumed that the numbers and cost figures of the proposed "full implementation" would be made available. She said the district merchants have been complaining that they cannot get this information.

Commissioner Henning said the subcommittee will have responsibility for the figures and finances for the whole spectrum. In a short time the Commission will have calendared a report by the subcommittee and he assured Miss Warren the public will have access to the costs and figures.

In discussing Municipal Railway item 20, accepting as completed the professional services agreement with Dukes-Dukes & Associates for the development of a minority business enterprise program, Commissioner Flynn moved to amend the resolution by adding the following: (under-scored works)

RESOLVED, That the final payment of \$5,000 be made to Dukes-Dukes & Associates, and the recommended program be implemented subject to funding and legal ramifications which will be handled by the General Manager of Public Utilities.

Commissioner Flynn also requested that a progress report with regard to implementation be submitted to the Commission no later than the last meeting in the month of July.

Commissioner Byrne seconded the motion, and Resolution No. 76-0261 was adopted as amended.

Municipal Railway item 21 was put over for further study. This is a proposed resolution to request the Board of Supervisors to reaffirm its earlier approval of a Transit First Plan developed for Mission Street by the City Planning Department, Department of Public Works, and Municipal Railway.

Curtis E. Green, Municipal Railway General Manager, said that on Mission Street, from Beale to 11th Street, traffic congestion is one of the main impediments to Municipal Railway service. Mission Street is a key artery on which the Muni carries almost 50,000 riders each weekday in 600 one-way transit vehicles.

The staffs of Muni, Department of City Planning, and Department of Public Works have jointly developed a transit first plan for this section of Mission Street which features a transit-only lane for west-bound transit vehicles, and improves operating conditions for east-bound transit vehicles and jitneys due to auto diversion points at 11th and 4th Streets. No section of Mission will be denied auto access because of the plan, nor curbside parking (except directly opposite a transit loading island).

The proposed plan for Mission Street was approved February 25, 1974, by the Board of Supervisors. Recently, however, there has been some discussion which leads the departments to believe that the plan may be in jeopardy.

Mr. Green called upon Gerald Cauthen of the TIP staff and Jon Twitchell of the Department of City Planning who described the plan in detail.

During their presentation the Commissioners asked questions.

Commissioner Larsen was concerned with public input into planning discussions; but Mr. Cauthen said the public was very active until the Board of Supervisors' approval of the plan, when the project was turned over to the DPW. He said that frankly he was surprised at this late date to find the plan challenged. There were no significant indications since February of 1974.

Commissioner Larsen said there should be continued public information; some point of awareness where the public need not feel something is developed and then thrust upon them.

Maurice Klebolt, Chairman-Planning & Operations Committee of the Citizens Advisory Panel (CAP) for Transit Improvement, said that CAP would devote its full meeting that evening to the Mission Street plan and would report to the Board of Supervisors at its July meeting. It was their opinion that unless it is rigidly enforced, the plan would be defeated. He mentioned several alternatives to be considered if this plan does not win re-affirmation at the Board of Supervisors.

Lawrence B. Martin, President of the Transport Workers Union, said that whatever plan is finally agreed upon should be in force all day long, and not just during the rush hour.

Commissioner Byrne moved that the matter be put over for further study. Mr. Green pointed out that the matter will be on the Board of Supervisors' July 8 calendar, and Commission action should be taken before then. Commissioner Henning then said the item could be re-calendared for a special meeting the PUC was calling for on either June 28 or June 29; whereupon Commissioner Carey seconded the motion for postponement, and the motion carried on roll call.

Resolution No. 76-0262, authorizing bid call for MR Contract No. 631 for track reconstruction and sewer enlargement on L-Taraval line, on Taraval Street between 15th and 36th Avenues.

Marguerite Warren questioned Mr. Green whether there would be a raised right-of-way on Taraval Street as originally proposed, and whether the work would be in progress during the Christmas season.

Mr. Green said the construction schedule calls for commencement in September, and there will be no raised right-of-way on Taraval Street. It is expected that by the Christmas shopping season the construction will be outside the business district; the department will do everything possible to lessen the impact.

When Miss Warren stated the Taraval merchants had never been formally notified that the raised right-of-way proposal had been abandoned on Taraval Street, Commissioner Henning directed the staff to report at the next PUC meeting what steps had been taken in terms of meetings held and citizen input and involvement regarding the construction program for the L line.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

MINUTES

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:00 p.m.

SPECIAL MEETING

June 29, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

Thomas G. Flynn

SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:10 p.m.

Present: Commissioners Dennis V. Carey, H. Welton Flynn,
Lydia Larsen

Absent: Commissioners John F. Henning, Jr., Joseph P. Byrne

Vice President Dennis V. Carey presided.

Purpose of Meeting:

1. Adoption of a conflict of interest code pursuant to the provisions of Government Code Sections 87300 et seq., governing employees of the Commission and its departments and bureaus.
2. Review of Commission policy relating to construction and rerailing on the Municipal Railway's N-Judah streetcar line and provisions for handicapped accessibility.
3. Requesting the Board of Supervisors to reaffirm its earlier approval of a Transit First Plan developed for Mission Street by the City Planning Department, Department of Public Works, and Municipal Railway. (Consideration postponed from Commission meeting of June 22, 1976.)
4. Report from Municipal Railway staff on citizen input and involvement regarding construction program for the L-Taraval streetcar line.

RESOLUTION
NO.

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0267 M

N-Judah Line - accessibility for handicapped

Vote: Ayes-Carey, Flynn, Larsen

Copy of the above resolution is on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Item #1

Conflict of Interest Code

Commissioner Carey announced that in conformity with Board of Supervisors Resolution No. 191-76, adopted March 19, 1976, designating City agencies required to prepare and submit to the Board not later than July 1, 1976, proposed conflict of interest codes governing employees under their jurisdiction, and pursuant to State Government Code Sections 87300, et seq., staff with the advice and counsel of the City Attorney had prepared a conflict of interest code for the Public Utilities Commission. This had been reviewed by the department heads and bureau chiefs and forwarded to the Commissioners for their consideration.

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He called upon Deputy City Attorney James Lazarus, who outlined in general the key sections of the law which requires disclosures by designated employees who make decisions or have input in decisions that could affect some type of financial interest.

Mr. Lazarus said that after the codes have been submitted to the Board of Supervisors, the Board will hold public hearings on all of the codes over a period of time, at which time they will approve, modify, or reject. Assuming the Board approves the PUC code, it would then become law and would be enforced in the fall when the initial disclosure requirements are met.

In answer to Commissioner Flynn's question, Mr. Lazarus said the disclosure documents filed would become public record; one copy to be kept by the department manager and the original to be filed with the Board of Supervisors.

Commissioner Flynn asked how this requirement was different from the disclosures which the Commissioners have already submitted, and Mr. Lazarus pointed out that those were filed at the request of the Mayor, this new requirement is State law.

On roll call on adoption of the proposed conflict of interest code for referral to the Board of Supervisors, Commissioners Carey and Larsen voted "aye," Commissioner Flynn voted "no." The motion failed for lack of a quorum.

Further consideration was suspended, pending advice from Utilities General Counsel George E. Baglin, and Mr. Lazarus.

Item #2

N-Judah Line Rerailing Project

Municipal Railway General Manager Curtis E. Green stated that there has been some delay with respect to construction of Phase 2 of Muni's Judah Street Rerailing Project, which must be completed prior to the introduction of the Muni's Light Rail Vehicles. Recently there has been discussion as to possible problems of accessibility by the handicapped with respect to the new streetcar lines.

At a meeting this week attended by Commissioner Larsen, General Manager John D. Crowley, and members of the Municipal Railway staff, a proposed resolution was drawn up for Commission approval in which all concurred. It was believed that this would satisfy all parties with respect to the work to be done. Mr. Green read the recommended resolution:

"RESOLVED, That no construction shall occur that would preclude full access by the physically handicapped, including those in wheel chairs, to the Muni Light Rail Vehicles on outer Judah Street - including the possibility of high level platforms."

Commissioner Larsen moved adoption of the resolution, which she said addresses itself to the way Federal monies are to be used. The resolution does not designate any particular manner in which accessibility is to be made for the handicapped; it only addresses itself to the fact that there is a study under way and that no construction is to take place which precludes this study.

Marguerite Warren, Chairman of the Streets and Transportation Committee of the Sunset Community Improvement Club, asked the status of the raised right-of-way element of the project. She stated it was her understanding from Mr. Green that this aspect has been abandoned on outer Judah Street, from 19th to 48th Avenue. Her organization is not in favor of the raised right-of-way. They want the paving of the street, new sewers, and do not object to narrowing the sidewalks; however, they are not in favor of the tree planting along Judah.

On the subject of accessibility for the handicapped, Miss Warren said the Sunset Community group is waiting for the results of the study to be made before commenting. However, she did feel that raised platforms is not the answer nor is an urgent decision required as it is a matter that may be addressed later. She wished to know the cost amount and the number of handicapped individuals using the transit system, which to date has been a difficult figure to obtain. The expense might very well be far too great to be justified.

Miss Warren asked for better communications between Muni management and the citizen groups of the districts, and official notification when there are changes in plans and decisions.

Bill Wright, Vice Chairman, S.F. Council of District Merchants, and member of the Board of Control formed for the purpose of a Muni Metro Accessibility Study, stated that passage of the resolution at this time was premature. A meeting would be held tomorrow night at which time a consultant for the \$35,000 study to analyze handicapped accessibility would be selected. When the results of the formal study are available, the Board of Control will come forward with a resolution that would affect all of San Francisco, not just the outer Judah Street area.

Mr. Green reported that the Judah Street rerailing concept was developed jointly by the Muni's TIP staff in conjunction with City Planning and Public Works department personnel. Input was obtained from community organizations, and as finally approved by the Board of Supervisors the main elements of the project included a semi-exclusive Muni right-of-way with raised rails. He said that the Muni, as advocates of good "transit first" planning, strongly supports this aspect of the project; however, in view of the citizen opposition which has since developed, TIP has been forced to reevaluate its position with regard to the raised right-of-way in that it is not politically possible.

Mr. Green added that the thrust of Miss Warren's remarks was the fact that another meeting should be held in the district to talk about Judah Street, and that he would move in that direction.

Commissioner Flynn seconded Commissioner Larsen's motion for adoption of the resolution before the Commission, and it was unanimously adopted on roll call (Resolution No. 76-0267).

Item #4 (taken out of order) L-Taraval Streetcar Line

Mr. Green submitted a chronological account of neighborhood input with respect to Muni and Hetch Hetchy Power Improvement Program projects in connection with upgrading of the L-Taraval line, between the dates September 25, 1972 and September 2, 1975. The 3-1/2 page report is being made a part of the minutes.

Mr. Green summarized by stating it was finally agreed with the neighborhood groups that there should only be rerailing on Taraval Street without a raised right-of-way.

The Commission resumed discussion of Item #1, Conflict of Interest Code.

Deputy City Attorney Lazarus stated that according to the Government code, if any City agency fails to submit a proposed code within the time limits prescribed, the Board of Supervisors may issue any appropriate order directed to the agency, including action of adopting one for it.

Commissioner Carey noted that the next PUC meeting was scheduled for July 13, 1976, and, in view of the circumstances today, stated that the Commission would proceed in accordance with instructions of the City Attorney's office. This might indicate a special meeting of the Commission.

[SECRETARY'S NOTE: In view of a quorum being accessible on the following day, June 30, 1976, a telephone poll was taken and the Commission approved and adopted the proposed Conflict of Interest Code for the PUC by a vote of four to one - Commissioner Flynn dissenting. This action will be ratified at the July 13, 1976 meeting.]

Item #3 Mission Street Transit Plan - (between 11th Street and Beale Street)

Gerald Cauthen of the Municipal Railway TIP staff, briefly summarized the Transit First Plan developed for Mission Street, between 11th Street and Beale Street, as presented to the Commission at the June 22 meeting. At that time it was put over for more input from the merchants in the area.

Commissioner Carey called upon those present who wished to express their views to the Commission.

Those urging adoption of the plan were:

John Elberling of the Citizens Advisory Panel (CAP)
Mike McGill, Associate Director of SPUR
Jim MacDougall, Now Valley Improvement Association
Robin Hood, 71 Vienna Street, COMO Board of Directors

Attorney Haig Arsen Harris, Jr., attorney for certain merchants in the affected area, claimed his clients had not received official notice of the meeting, and asked that no action be taken on the plan until his clients have time to prepare their case against the idea.

Douglas Bowman of Dinkelspiel & Dinkelspiel, Attorneys, representing Goodyear Tire & Rubber Company, concurred with Mr. Harris' statements.

Following discussion, during which Jon Twitchell of City Planning advised the Commission that this matter of Transit First Plan developed for Mission Street was being heard by the City Planning Commission at its meeting of July 15, 1976, the Commission (on motion of Commissioner Larsen, seconded by Commissioner Flynn) voted to hold a joint public hearing with the Planning Commission on that date.

Commissioner Carey instructed the Secretary to provide for public advertising and notification of the merchants in that area. Commissioner Larsen asked that any notices or TV or radio announcements be given in Spanish as well as English.



Utilities General Counsel Baglin advised that there is no legal requirement for a published notice in this case--that an informal notification is sufficient.

THEREUPON THE MEETING ADJOURNED.

Thomas G. Flynn
Secretary and Assistant
General Manager

AUG 2 1976

SAN FRANCISCO
PUBLIC UTILITYM I N U T E SPUBLIC UTILITIES COMMISSIONCITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:40 p.m.

July 13, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

George L. Carey

ACTING SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:40 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey,
H. Walton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held June 22, 1976
and the special meeting held June 29, 1976 were approved.

RESOLUTION

NO.

On motion of Larsen, seconded by Carey, the
Commission ratified the following resolution
approved by telephone poll of the Commission
on June 30, 1976:

76-0268 GO

Conflict of Interest Code for PUC

Vote: Ayes-Henning, Carey, Byrne, Larsen
No-Flynn

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0269 HH

Revising rates and discounts charged for electric
power service

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0270 HH

Awarding Contract No. HH 543 to Western Roofing
Service of San Francisco in amount of \$48,664

Vote: Ayes- Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the
following resolution was adopted:

76-0271 HH

Completing HH Contract No. 537 --- construction of
underground duct system

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0272 HH

Department of Public Works' proposal for con-
struction of new street lighting system on Newhall
and Mendell Streets

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the
following resolution was adopted:

76-0273 HH

Department of Public Works' proposa; for con-
struct on of street lighting on Eugenia Avenue
Stairway

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0274 HH Completion of HH Contract No. 512 for San Joaquin Valve House repairs and piping

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0275 HH Completion of HH Contract No. 443 for construction of weir and energy dissipator

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0276 WD Bid call for WD Contract No. 1709 for paving portion of Ranch Road and Pulgas Temple parking area

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0277 WD Awarding WD Contract No. 1706 to Pacific Pavements Company, Ltd., of San Francisco - amount \$793,450 - for street and sidewalk repaving

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0278 WD Awarding WD Contract No. 1540 to McGuire and Hester of Oakland - amount \$72,777 - installation of 30-inch main

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0279 WD Awarding WD Contract No. 1690 - amount \$89,735 - to Bepco, Inc. of Oakland for excavation and repaving water service trenches

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

- 76-0280 WD Setting August 10, 1976 for public hearing re liens and special assessments
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Larsen, seconded by Flynn, the following resolution was adopted:
- 76-0281 WD Write-off of uncollectible accounts for May 1976 - amount \$6,308.46
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Larsen, the following resolution was adopted:
- 76-0282 WD Collection of claims against miscellaneous debtors for June \$521.80
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen -
- On motion of Larsen, seconded by Carey, the following resolution was adopted:
- 76-0283 MR Approving rerouting of Line 33-Ashbury
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0284 MR Authorizing execution of lease with Bank of America at \$1 per year for radio base station
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0285 MR Accepting \$3,965 gift from Cable Car Friends and San Francisco Beautiful for refurbishing cable car
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Flynn, the following resolution was adopted:
- 76-0286 MR Approving Modification #3 on Contract No. 622-R Twin Peaks Tunnel Electrification, Structural Repairs, and Improvements - amount \$2,546.20
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Larsen, the following resolution was adopted:

- 76-0287 MR Approving Modification #4 on Contract No. 622-R
Twin Peaks Tunnel Electrification, Structural
Repairs, and Improvements - amount \$1,381
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Larsen, the
following resolution was adopted:
- 76-0288 MR Approving implementation of temporary Route 76 to
Fort Cronkhite
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Larsen, the
following resolution was adopted:
- 76-0289 MR Setting August 10, 1976 at 2:30 p.m. for public
hearing re establishing 50¢ fare on Line 76-
Fort Cronkhite
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
- On motion of Carey, seconded by Larsen, the
following resolution was adopted:
- 76-0269-MR Approving payment of claims - amount \$67,222.31
- Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the
Secretary and Assistant General Manager of the Public Utilities
Commission.

PUBLIC HEARING - To consider revision of schedule of rates and
discounts to be charged by Public Utilities
Commission for Hetch Hetchy electric power service.

Oral L. Moore, Hetch Hetchy System General Manager, outlined the objec-
tives and anticipated effect of the proposed schedule of rates for dis-
posal of Hetch Hetchy power.

Adoption of the currently effective rate schedules, as approved by the
California Public Utilities Commission for PG&E, in the Hetch Hetchy
service area, with appropriate discounts for municipal customers, is
deemed the best method of establishing competitive rates for furnishing
Hetch Hetchy power to private consumers and municipal departments of
the City and County of San Francisco.

Mr. Moore pointed out that with the new rates private consumers and
airport tenants would pay City no more than they would pay Pacific Gas
and Electric for the same service in this area.

The increase in electric rates prevailing in this area put into effect
on September 21, and October 7, 1975 by the California Public Utilities
Commission makes it desirable for the City to take similar action with
respect to its schedule of rates for disposal of Hetch Hetchy power to

private consumers and the Municipal departments of the City. From the standpoint of competitive conditions with respect to alternative services, the Commission is justified in adopting these rates, thereby gaining additional revenue from the sale of Hetch Hetchy power to private consumers, primarily Norris Industries (operator of the Riverbank Army Ammunition Plant) and tenants of the San Francisco International Airport.

Since under the present rates, sales to City accounts other than Airport tenants are at less than Hetch Hetchy cost, it is also proposed to adjust the discount rate on energy sales to the City departments for municipal purposes such that the resulting revenues would cover the cost of service.

Mr. Moore said the rate adjustment would result in an increase in electrical energy charges to Airport tenants of \$502,000 for fiscal year 1976-77. The charges for electrical energy supplied to City departments for municipal purposes would be increased by about \$405,000 in the 1976-77 fiscal year. The proposed rates would increase the revenue from sale of Hetch Hetchy energy to Norris Industries by about 8 per cent, amounting to \$1,000 per month.

Mr. Moore then reported to the Commission on the present status of Hetch Hetchy power generation. Because of the drought, generation has been cut back approximately 40 per cent of normal power production, which has necessitated purchase of power from PG&E amounting to over \$4.5 million during the past five months to fulfill industrial contracts. Mr. Moore anticipated an additional expenditure over and above that budgeted for fiscal year 1976-77 of approximately \$1 million per month, at least until December. He pointed out, however, that the rate increase being sought is to bring the rates in line with what PG&E charges for similar service, not because of the drought.

At Commissioner Flynn's request, Deputy City Attorney McMorris Dow presented a brief report on the status of the rate increase adopted by the Commission and approved by the Board of Supervisors last year which is being contested in Federal Court by SFIA airline tenants (United Air Lines, Delta Airlines, and Trans World Airlines) and Norris Industries. They claim the increase must be approved by the Secretary of the Interior under the provisions of the Raker Act. This is denied by City. Mr. Moore contends that the City should not charge its customers any less than PG&E charges; that to charge less would be to discriminate against San Francisco citizens who pay the PG&E rates authorized by the State of California Public Utilities Commission.

The following persons protested the revised rate schedule:

Gordon E. Davis, of Brobeck, Phleger & Harrison, 111 Sutter Street, San Francisco. Attorney representing United Air Lines, TWA and Delta Airlines.

Col. F. J. Dorsey, Office of the Army Staff Judge Advocate, Headquarters Sixth U.S. Army, Presidio of San Francisco. Registered protest regarding service at Riverbank Army Amunition Plant.

Robert O'Loughlin, Hilton Inn, SFIA.

Robert Scrofani, 265 Laidley Street, San Francisco, representing San Francisco Tomorrow, took the position that rate structure seems to be the only way to conservation in any field. He requested that every agency in San Francisco be asked to conserve energy, and said at the Airport this could best be done through the rate structure.

The Commission unanimously adopted the revised rate schedules (Resolution No. 76-0269) and requested they be forwarded to the Board of Supervisors for approval as required by Charter.

At the conclusion of the Water Department calendar, President Henning granted permission to Attorney Haig Arsen Harris, Jr. to address the Commission.

Mr. Harris, attorney for certain Mission Street merchants, requested cancellation of the special joint meeting set by the City Planning Commission and the PUC for July 15, 1976, p.m., to consider the Transit First Plan for Mission Street. He claimed that notice of the meeting was sent to the affected merchants too late and was biased. He also protested that the flyers announcing the meeting on the Muni vehicles were incorrect.

Following discussion with staff, the Commission took the view that legal notice was given and that Mr. Harris's complaints were not sufficient for the PUC to cancel the meeting. Commissioner Henning also pointed out that the meeting was originally scheduled by the City Planning Commission, in which case it would be presumptuous for the PUC to cancel the meeting.

MR Calendar Item #22--Abandonment of MR Line 42-X - Webster-Jackson Express. Taken off calendar.

Curtis E. Green, Municipal Railway General Manager, stated this line was established as a peak-period service for Hunters Point Naval Shipyard employees and provided direct service between the Naval Yard and the north center area of the City. Due to steady decrease of employees at the Naval Shipyard and decline of usage of Line 42-X, the Railway recommended abandonment of the line.

Commissioner Carey moved that the matter be put over for further study due to the anticipated execution of a prime contract by a new tenant and resumption of activity in the shipyard, with potential employment of 3,000 persons within six months. Commissioner Larsen seconded, and the motion was unanimously carried.

The Commission unanimously approved resumption of Municipal Railway service to Fort Cronkhite on weekends and holidays through October 11, 1976.

Mr. Green estimated the revenue from the proposed service will be at the same level as last summer--approximately \$3500. The total cost of the 29 days of service is estimated at \$19,500; hence, the deficit will approximate \$16,000.

In view of the public pressure for the continuation of Marin Headlands summer service, Bernard Teitelbaum, Executive Deputy to the Mayor, by letter dated July 9, 1976, assured Mr. Green that the Mayor would be willing to support the Muni's request for a supplemental appropriation in December to cover the cost of the difference between the service and fares, and requested that the PUC hold hearings to permit a fare increase of 50¢ each way on the line so that the deficit encumbered will not be so great.

On motion of Commissioner Carey, seconded by Commissioner Larsen, the Commission approved implementation of the No. 76 - Fort Cronkhite line for the summer (Resolution No. 76-0288) and set August 10, 1976, at 2:30 p.m. for public hearing on increasing the fare to 50¢ each way on this line (Resolution No. 76-0289).

The following appeared before the Commission in support of the Fort Cronkhite line:

Mr. Walter L. Knox, 320 Clementina Street, of the Citizens Action Committee on Aging, representing 160,000 senior citizens,

Farrar R. (Red) Dodge, 650A - 45th Avenue, with a petition signed by 137 San Francisco residents.

THEREUPON THE MEETING ADJOURNED.

George L. Carey
Acting Secretary and
Assistant General Manager

5-76
LOCAL

MEMORANDUM
OF

DOCUMENTS

AUG 2 1976

SAN FRANCISCO
OFFICE

PUBLIC UTILITIES COMMISSION
AND
CITY PLANNING COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

3-770000000

SPECIAL JOINT MEETING OF JULY 15, 1976

1345 Mission Street

8:00 p.m.

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Failway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

George L. Carey

ACTING SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

1. Name of the person or persons
responsible for the
collection of the data
and the name of the
organization.

2. Title of the study or project.

3. Date of the study.

4. Place.

5. Objectives.

6. Methods of data collection.

7. Results of the study.

8. Conclusions.

9. Recommendations.

10. Other.

11. Name of the person or persons

responsible for the

collection of the data

and the name of the

organization.

12. Title of the study or project.

13. Date of the study.

14. Place.

15. Objectives.

16. Methods of data collection.

17. Results of the study.

18. Conclusions.

19. Recommendations.

20. Other.

Call to Order: 8:20 p.m.

PUBLIC UTILITIES COMMISSION

Present: Commissioner John F. Henning, Jr., President
Commissioner H. Welton Flynn
Commissioner Lydia Larsen

John M. Christensen, Jr., Acting General Manager of
Public Utilities
George L. Carey, Acting Secretary and Assistant
General Manager

Absent: Commissioner Dennis V. Carey, Vice President
Commissioner Joseph P. Byrne

CITY PLANNING COMMISSION

Present: Commissioner Gordon Lau, President
Commissioner Loby Rosenblatt, Vice President
Commissioner Charles Starbuck
Commissioner Ina Dearman
Commissioner Susan Bierman
Ex-Officio Member, James J. Finn representing the
General Manager of Public Utilities

Rai Okamoto, Director of Planning
Lynn Pio, Secretary

Absent: Ex-Officio Member Thomas J. Mellon, Chief Administrative
Officer

* * * * *

PRESIDING OFFICER

John F. Henning, Jr., President, Public Utilities Commission

CONSIDERATION: Requesting the Board of Supervisors to reaffirm
its earlier approval of a Transit First Plan
developed for Mission Street by the City Planning
Department, Department of Public Works, and
Municipal Railway.

After the Pledge of Allegiance, Curtis E. Green, Municipal Railway
General Manager, spoke regarding Transit First on Mission Street
between 11th and Beale Streets, and introduced Jon Twitchell of
the City Planning staff who presented the proposal as amended.

After the presentation the following persons spoke concerning the
proposal:

- | | |
|---------------------|--|
| 1. Mr. Colbert | Employee of a business on Mission Street |
| 2. Haig Harris, Jr. | Attorney for Property Owners and Tenants |
| 3. Edward Keil | Property Owner and Attorney |
| 4. C. R. Arnold | Bicycle Coalition |
| 5. Fred's Body Shop | Owner |
| 6. Norman Rolfe | San Francisco Tomorrow |

Call to Order: 8:20 p.m.

PUBLIC UTILITIES COMMISSION

Present: Commissioner John F. Henning, Jr., President
Commissioner H. Welton Flynn
Commissioner Lydia Larsen

John M. Christensen, Jr., Acting General Manager of
Public Utilities
George L. Carey, Acting Secretary and Assistant
General Manager

Absent: Commissioner Dennis V. Carey, Vice President
Commissioner Joseph P. Byrne

CITY PLANNING COMMISSION

Present: Commissioner Gordon Lau, President
Commissioner Loby Rosenblatt, Vice President
Commissioner Charles Starbuck
Commissioner Ina Dearman
Commissioner Susan Bierman
Ex-Officio Member, James J. Finn representing the
General Manager of Public Utilities

Rai Okamoto, Director of Planning
Lynn Pio, Secretary

Absent: Ex-Officio Member Thomas J. Mellon, Chief Administrative
Officer

* * * * *

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| 3. Edward Keil | Property Owner and Attorney |
| 4. C. R. Arnold | Bicycle Coalition |
| 5. Fred's Body Shop | Owner |
| 6. Norman Rolfe | San Francisco Tomorrow |

7. Charles Rozema	Eureka Valley
8. Maurice Klebolt	Citizens Advisory Panel-Transportation
9. Walter Knox	Senior Citizens
10. Jas. McDougall	Noe Valley
11. Bob Glover	SPUR
12. Jas. Dunn	Holladay Office Machines
13. Lawrence Martin	Transport Workers Union
14. Ed Lawson	Chamber of Commerce
15. Charna Staten	Former Planning Commission staff
16. Frank Burt	President, Local 665
17. Michael Davis	Muni Driver
18. Chris Johanson	Resident, 10th & Howard area
19. Douglas Bouen	Attorney, Goodyear Tire
20. Mr. Mycallsen	Representing himself re Environment
21. Jack Oppenheimer	CAP-TRANS

Mr. Oppenheimer insisted that the meeting was illegal as the original plan was not being discussed.

Commissioner Henning called a recess at 9:35 p.m. to confer with Utilities General Counsel George E. Baglin.

At 10:00 p.m., the meeting was called to order and Mr. Baglin advised that the meeting was legal; whereupon Commissioner Flynn moved, and Commissioner Larsen seconded the motion, to defer decision until the next regularly scheduled PUC meeting of July 27 at 2:30 p.m. The motion carried, 3-0.

Commissioner Flynn moved and Commissioner Larsen seconded the motion, to request that the Board of Supervisors not defund the local share of Mission Street-Transit Preferential Street Program (Appropriation No. 4.672.504.000 - \$36,971.78). The motion carried, 3-0. [Resolution No. 76-0290.]

The City Planning Commission voted 5-0 to defer Mission Street until their next meeting on Thursday, July 22, 1976, and to also request the Board of Supervisors not to defund the appropriation as above.

MEETING ADJOURNED AT 10:15 P.M.

[NOTE: The entire meeting was taped.
The tape is on file in the
office of the Secretary of the
City Planning Commission.]

George L. Carey
Acting Secretary and
Assistant General Manager

82
3
7-16

M I N U T E S

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO
George R. Moscone, Mayor

Room 282, City Hall

2:40 p.m.

July 27, 1976

COMMISSIONERS

John F. Henning, Jr., President
Dennis V. Carey, Vice President
H. Welton Flynn
Joseph P. Byrne
Lydia Larsen

DEPARTMENTS

Municipal Railway
Hetch Hetchy Project
Water Department

BUREAUS

Accounts
Public Service
Personnel & Safety
Transportation

John D. Crowley
GENERAL MANAGER OF PUBLIC UTILITIES

George L. Carey
ACTING SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:40 p.m.

Present: Commissioners Dennis V. Carey, H. Melton Flynn,
Joseph P. Byrne, Lydia Larsen

Absent: Commissioner John F. Henning, Jr.

Vice President Dennis V. Carey presided.

The minutes of the regular meeting of the Commission held July 13, 1976 and the special meeting held July 15, 1976 were approved.

RESOLUTION

NO.

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0291 HH Bid Call for HH Contract No. 536 for transit power facilities for West Portal Avenue under Power Improvement Program

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0292 HH Awarding HH Contract 544, in amount of \$651,840.00 - Herrero Brothers, Inc. of San Francisco - Construction of Fillmore Substation

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0293 HH Awarding HH Contract No. 477 in amount of \$64,990.00 - Art Brown Construction of Oakdale - Construction of Moccasin penstock valve house.

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0294 HH Approving excess Modification #4 - Amount \$7,500 Provide additional labor, tools and equipment to facilitate inspection and testing of City-furnished electrical equipment - HH Contract No. 522 - Civic Center, Church and Downtown Substations electrical equipment installation.

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

- 76-0295 WD Authorizing execution of Water Department professional services agreement - The Pitometer Associates - Conduct water waste survey and network analysis - Maximum fee, \$25,000
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Larsen, seconded by Flynn, the following resolution was adopted:
- 76-0296 WD Completion of WD Contract No. 1663 - Central Pump Station, discharge to Sutro Pipeline cross connection - Excess modification, \$3,285.00 - McCrary Construction Company, contractor
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Larsen, seconded by Flynn, the following resolution was adopted:
- 76-0297 WD Supplemental appropriation \$1,462 - Water Department funds - required for salary adjustment for Class 5158 City Distribution Division Assistant Manager
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Byrne, the following resolution was adopted:
- 76-0298 WD Supplemental appropriation \$441,000 - Water Department funds - Relocate and realign water mains.
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Byrne, the following resolution was adopted:
- 76-0290-MR Approving payment of claims - amount \$327,481.60
- Vote: Ayes-Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Vice President Dennis V. Carey presided in the absence of President John F. Henning, Jr.

Acting Secretary and Assistant General Manager George L. Carey read the following communication:

July 22, 1976

MEMORANDUM

To: Commissioner John F. Henning Jr., President
Commissioner Dennis V. Carey, Vice President
Commissioner H. Welton Flynn
Commissioner Joseph P. Byrne
Commissioner Lydia Larsen

From: John D. Crowley
General Manager of Public Utilities

Subject: Request for Hearing

Transmitted herewith are the proposed resolutions, explanation sheets, and related statistical information for two proposed Commission resolutions which I respectfully submit for your early attention, with the hope that at the July 27, 1976 PUC meeting they can be initially considered and then further heard at the Commission's August 10, 1976 meeting. If so, it is proposed that these materials would also be available for public inspection between the July 27 and the August 10, 1976 PUC meetings.

Such a schedule is timely because of the need subsequently for a public hearing and decision by the Board of Supervisors, in accordance with Charter Section 3.595 (c). Then preparation for and conduct of a General Signup for operators will be required. The revised schedules should go into effect by the middle of November 1976 in order to realize the platform wage and related savings requested by Mayor George R. Moscone and budgeted for the 1976-77 fiscal year by the Board of Supervisors.

One proposed resolution consists of reducing scheduled service by 50 runs on 38 routes throughout the Muni System in order to meet the 1976-1977 budget reduction of \$620,000.00 in platform wages.

The other proposed resolution consists of increasing the headways for Lines 1-California, 3-Jackson, 4-Sutter, and 22-Fillmore. The savings realized in this action would be used to improve service on various other lines of the Municipal Railway where investigation indicates these improvements are warranted, as noted in the explanation to this resolution.

John D. Crowley
General Manager

After a discussion concerning the date and time of a public hearing on the proposed reduction of scheduled service on 40 Muni routes, Commissioner Lydia Larsen asked Dr. John M. Christensen, Jr., Acting General Manager of Public Utilities, if the public would be properly informed about the hearing. Dr. Christensen stated that James H. Leonard, Director of Public Service, would be concerned with the public notice.

Lawrence B. Martin, President of the Transport Workers Union agreed that due notice should be given, and suggested that notices be placed in the buses.

Commissioner H. Welton Flynn moved, and Commissioner Lydia Larsen seconded that the meeting date be set for August 10, 1976, and it was adopted by the Commission. (Subsequently--the Commission scheduled the public hearing for 7:30 p.m., August 10, 1976, Room 282, City Hall.)

-O-O-O-

Acting Secretary of the Commission, George L. Carey, read the following communication:

July 22, 1976

Members

Public Utilities Commission
c/o Mr. George Carey, Acting Secretary
City Hall, Room 287
San Francisco, California 94102

Gentlemen:

It is none too soon to redress the inequities in the rates charged for electrical power generated by the Hetch Hetchy system. Your recent approval of an increase in the rates billed to airport customers such as airlines and hotels is one step in the proper direction.

If these customers continue to protest or to challenge in court the current and previous increases, then I think that the City Attorneys' Office should file a protest of its own on behalf of San Francisco's ratepayers, insisting that all users of Hetch Hetchy power be charged the PG & E rates on a non-discriminatory basis.

Many of us have fought in the past - and will continue to fight in the future - the tendency of this City's commissions to bow to the demands of large and profligate users, such as industries and municipalities, at the expense of residential consumers. We believe the commissions owe equal protection and equal commitment to both segments of the community.

Sincerely,

(orig/signed)

Jeanne Lippay

-O-O-O-

Vice President Carey reported that the San Francisco Unified School District has set the Fall football schedule of '76, and suggested that a letter be sent to the District suggesting a meeting with the Public Utilities Commission and the Police Department so alternative ideas be adopted to take steps to prevent hoodlumism and crime on game days.

Commissioner H. Welton Flynn, informed that the season starts on September 16th, moved that a letter be sent to the Board of Education. Commissioner Lydia Larsen seconded, and the motion was adopted.

Resolution No. 76-0292--Awarding HH Contract No. 544, in amount of \$651,840.00 to Herrero Brothers, Inc. of San Francisco, for construction of the Fillmore Substation under the Power Improvement Program.

Commissioner H. Welton Flynn asked Contract Compliance Officer George L. Newkirk if there had been some discussion with Herrero Brothers regarding their affirmative action program. Mr. Newkirk stated prime contractor is a minority firm.

Resolution No. WD 76-0295--Authorizing execution of Water Department professional services agreement with the Pitometer Associates, engineering firm, to conduct water waste survey and network analysis.

Commissioner H. Welton Flynn asked Acting General Manager and Chief Engineer Kenneth Boyd if the agreement is an annual calendar item. Mr. Boyd replied affirmatively and stated that the fee proposed is the same as last year's.

Commissioner Joseph P. Byrne asked if the Water Department could have handled this work, and Mr. Boyd stated that in theory it could, but manpower has been cut. If Water Department engineering personnel were used, the cost including substantial overhead, would exceed the fee charged by Pitometer Associates.

Municipal Railway Calendar Item No. 15 was taken off calendar upon the request of Acting General Manager of Municipal Railway George Duarte until Jon Twitchell of City Planning gets more input from the community.

Municipal Railway Calendar Item No. 16--Authorizing settlement of court action of Teopolis Davis vs. City and County of San Francisco by \$5,400 back pay plus costs and interest.

The item requested the Commission to authorize \$5,400 in back pay for Teopolis Davis, a Seventh Day Adventist, who went to court after being fired for declining to work any time between sunset Friday and sunset Saturday due to strict prohibition against working on the Sabbath day.

Utilities General Counsel George E. Baglin stated that the money is coming to Teopolis Davis, by order of the U. S. District Judge Spencer Williams.

Commissioner H. Welton Flynn questioned this item asking Mr. Baglin that if he, himself, were a Catholic and a Muni driver and had to go to Mass on Sunday, and had to take time off to go, would the Muni be obliged to give him the time off. Mr. Baglin replied negatively. Commissioner Flynn then offered a motion to deny back pay to Teopolis Davis and instruct the City Attorney to fight the case in court, as he felt a settlement without a fight in this case would invite demands for time off on religious grounds by other City employees.

Commissioner Joseph P. Byrne asked Lawrence B. Martin of the Transport Workers Union, when Mr. Davis was put to work was he informed of the days he was going to work. Mr. Martin explained that when Mr. Davis went to work for Municipal Railway in March 1975, neither he nor the Muni had any problems during his training period because all trainees are off on Saturdays and Sundays. The trouble arose when the training period ended and Mr. Davis was required to sign up for one of the working shifts remaining after hundreds of drivers with higher seniority rights chose their runs.

There was no shift for him with Friday night and Saturday off.

Commissioner Lydia Larsen stated that she worked in personnel for the Federal Civil Service Commission, and that some people were allowed off if it did not work a burden, as there are not that many cases.

Commissioner Carey called for a vote from the Commission in approval of the case going to the City Attorney to fight it in court. Commissioners Carey, Flynn and Byrne voted "aye," and Commissioner Larsen vote "no."

Commissioner Carey referred again to the matter of the future public hearing on the proposed reduction of scheduled service on 40 runs in the Muni System. He said the public would receive due notice.

THEREUPON THE MEETING ADJOURNED.

George L. Carey
Acting Secretary and
Assistant General Manager

M I N U T E S

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:40 p.m.

DOCUMENTS

SEP 28 1976

SAN FRANCISCO
PUBLIC UTILITIES COMMISSION

August 24, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John D. Crowley

GENERAL MANAGER OF PUBLIC UTILITIES

George L. Carey

ACTING SECRETARY AND ASSISTANT
GENERAL MANAGER, ADMINISTRATIVE

Call to Order: 2:40 p.m.

Present: Commissioners John F. Henning, Dennis V. Carey,
H. Welton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held July 27,
1976 were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Larsen, the
Commission ratified the following resolution
approved by telephone poll of the Commission on
August 2, 1976:

76-0299 GO

Employment of Staff Assistant IV and designated
as Acting Secretary to the Commission.

Vote: Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0300 W

Lien and special assessments on property for
unpaid water service charges:

Block 6945, Lot 22
Mildred A. Murrell
\$102.25

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0301 W

Lien and special assessments on property for
unpaid water service charges:

Block 1206, Lot 1
Southern Pacific
Memorial Hospital
\$294.87

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0302 H

Bid call - HH Contract No. 553--Replacing,
repairing and painting steel trolley poles on
Mission Street

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0303 H

Bid call - HH Contract No. 564--Exterior repair
and painting of Moccasin and Tesla Portal Build-
ings.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0304 H

Approving amendment to professional services contract with Systems Control, Inc. increasing the total payment from \$85,895 to \$93,607 and fixed fee from \$7,638 to \$8,302 to cover additional work - design services of four substations to be acquired from P.G. & E.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0305 H

Bid call - HH Contract No. 559--Construction of manholes and underground duct banks and related work in Howard and Folsom Streets from Eleventh Street to Main Street. Power Improvement Program

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0306 H

Bid call - HH Contract No. 540--Installing City-furnished transit power cables in existing duct lines, previously constructed under Power Improvement Program, on Sutter, McAllister and Fillmore Streets.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Henning, seconded by Byrne, the following resolution was adopted:

76-0307 H

Approving Department of Public Works' proposal for construction of new street lighting system Telegraph Hill Area

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0308 H

Approving collection of Bureau of Light, Heat and Power damage claims - Month of June 1976 - Amount, \$2,689.09

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0309 W

Award - WD Contract No. 1700--Installation of mains in Ellis Street, between Franklin and Taylor - The Lowrie Paving Company, Inc., of South San Francisco - \$126,505.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0310 W

Award - WD Contract No. 1679--Cathodic Protection Crystal Springs P/L No. 2 and Sunset Supply P/L - Power-Anderson, Inc. of Mountain View - \$54,510.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0311 W

Approving amendment to professional services contract W. A. Wahler and Associates, increasing the maximum consultant's fee from \$345,000 to \$350,500 additional work needed - Crystal Springs Dam inspection and study

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0312 W

Completion of WD Contract No. 1694--Cement Mortar line of 20" pipe in Sloat Blvd. and 44th Avenue - \$7,624.40, credit modification - Ameron, Inc., contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0313 W

Completion of WD Contract No. 1686--Excavation and repaving for water service trenches - \$5,677.08, excess modification - Bepco, Inc. contractor - Final payment, \$16,277.95

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0314 W

Requesting immediate filling of four vacated positions of Class 7250, Utility Foreman, Water Department

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0315 W

Settlement of non-litigated claim of Pacific Gas and Electric Company--damages to vault and repairs to leaking 2" service line - \$1,808.08

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0316 W

Collection of Water Department claims for damages - Month July 1976 - \$4,625.31

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0317 W

Completion of WD Contract No. 1657--Furnish and install ground fault detection equipment and protection relays, San Antonio and Sunol Pump Stations - \$943.05, credit modification - Anderson Electric Company-Final payment \$2,543.28

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0318 W

Write-off of uncollectible accounts - Month of June 1976 - \$5,376.29

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0319 W

Proposed sale of surplus land - portion of Lowrie Avenue, South San Francisco

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0320 W

Bid call - WD Contract No 1691--6-Inch Ductile Iron Main Installation in Clipper Street between Grand View Avenue and Douglass Street

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0321 W

Award - WD Contract No. 1709--Paving portion of Ranch Road (Alameda Co.) and Pulgas Temple Parking Area (San Mateo Co.) - Anza Engineering Corporation, Redwood City - \$22,407.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0322 W

Supplemental appropriation - Compensation adjustments to the Transportation Promotive Series for two positions - Amount, \$697.78

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0323 W

Supplemental appropriation - Compensation adjustments to the Transportation Promotive Series - Amount \$731.84 - Period July 1, 1975 to June 30, 1976

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0324 M

Completion - MR Contract No. 611--Victorian Park cable car boarding facilities - Credit modification, \$4,250 - C. O. Jones Company, contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the Commission ratified the following resolution approved by telephone poll of the Commission August 12, 1976 and August 13, 1976:

76-0325 M

Supplemental appropriation - operator wages, 1976-77 - Muni operators wage and working conditions

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0326 M

Requesting the Board of Supervisors to disapprove headway increases on certain Municipal Railway lines in order to place schedules into effect in accordance with established procedure.

Vote: Ayes-Henning, Flynn, Byrne
No- Carey, Larsen
(on first six paragraphs)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
(On last two paragraphs)

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0327 M

Modification of Contract No. 1 - credit amount, \$917.18 to delete 650 rail anchors - provide for modification and installation of City furnished signal system components and delete furnishing of said componenets by contractor - Under Contract No. MR 610R--Taraval Line - Track Reconstruction and Sewer Replacement, West Portal Avenue to 15th Avenue and 46th Avenue and Zoo Loop.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0328 M

Modification of Contract No. 2 - credit amount, \$7,783.07 to eliminate from the contract work, the removal of turnout tracks and associated overhead facilities under Contract No. MR 610R

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0329 M

Modification of Contract No. 3 - debit amount \$7,935.21 to adjust estimated quantities to agree with actual quantities as performed - Bay Cities Paving and Grading, Inc., contractor - Under Contract No. MR 610R

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0330 M

Supplemental appropriation - \$44,634 - Provide funds for payment of compensation to miscellaneous permanent salaried employees.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0331 M

Compromise and collection of claims - Month of June, 1976 - \$4,443.58

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0332 M

Settlement from Allied Propane Service - amount, \$3,105.31 - payment of damage claim to Municipal Railway street car #1023

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0333 M

Compromise and acceptance of \$342.47 in settlement of claim in amount of \$1,784.93 against Servedei Service, Inc. for damage to Municipal Railway trolley coach #809

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0334 M

Write-off of uncollectible accounts - Month of July 1976 - \$697.52 - compromise and collection of claims for damages - Mo. of July 1976, \$ 1,144.62

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0335 M

Payment of claims - Month of June 1976 - \$36,890.58

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0336 M

Payment of claims - Month of July 1976 - \$42,137.42

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

(Numbers 76-0337 and 76-0338 not used.)

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0339 M

Award of Vending Machine Agreement for period September 1, 1976 through June 30, 1977 - Freeco Vending Services

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0340 GO

Confirming transfers of funds under \$10,000 and allotment requests, submitted by departments under PUC jurisdiction - fourth quarter 76-76 totalling \$1,459,557.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0299-MR

Approving request for payment of claims against Municipal Railway in total amount of \$69,050.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0300-MR

Approving request for payment of claims against Municipal Railway in total amount of \$233,867.81

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

The chair requested approval of minutes of August 10, 1976. Question raised that there was no official meeting either on August 10, 1976 nor at the public hearing in the evening of August 10, 1976. Memorandum had been prepared and submitted to the Commissioners for their information. Commissioner Byrne moved that motion to approve minutes of August 10, 1976 be withdrawn, seconded by Commissioner Flynn. Chair asked for motion to approve minutes of July 27, 1976. Moved by Commissioner Flynn, seconded by Commissioner Carey, and vote was unanimous.

COMMUNICATIONS:

Letter from John Bardis, Inner Sunset, re contract to relocate water main from 4th to 5th Avenues.

Letter from Dr. Sooeey, Chancellor of U.C. Medical Center regarding the same matter.

Chair requested Mr. Julian Bardoff, Principal Engineer of the Water Department to address himself to this matter. Mr. Julian Bardoff indicated that the matter was first presented in 1966 when the Water Department was approached about vacating the street. The Water Department responded that they had no objections as long as the expense was borne by the University. The Board of Supervisors gave permission for vacating the street. One year ago the Public Utilities Commission voted to approve the matter subject to the City Attorney's approval. Four months ago the Water Department and the Commission

were advised that litigation concerning the project had been released per the State of California. Water Department went back to the Commission on May 25, 1976 at which time there was a full discussion of the matter including the injunctions. Minutes of May 25, 1976 indicate that injunction was lifted and that the project was exempt from EIR.

President John F. Henning asked Utilities General Counsel George E. Baglin, "What would be the Commission's legal situation were we to abridge the contract at this time?" Mr. Baglin stated, "We would be subject to breach of contract."

Mr. Bardis indicated that there was still litigation and that the issue was that the Commission should have advertised hearings and should have been advised of neighborhood feelings and, further, there has been no permit for the street work. Commissioner Flynn advised that the Commission was not bound to hold public hearings on water contracts and that he felt that Mr. Bardis was using this Commission as hostage against U. C. Medical Center.

Commissioner Byrne indicated that Mr. Bardis should have protested the matter at the time of the May 25th Commission meeting.

Item No. 9, which was continued from meeting of August 10, 1976 re revision of the existing schedule of rates, fares, and charges by the Municipal Railway to establish a 50¢ fare each way on the No. 76 Fort Cronkhite line. The item was tabled.

Resolution No. 76-0310 re award of WD Contract No. 1679 to Power-Anderson, Inc. of Mountain View for cathodic protection, Crystal Springs P/L No. 2 and Sunset Supply P/L, Commissioner Henning asked for an explanation of "cathodic protection." He was informed by the Water Department that this is preventative maintenance.

Resolution No. 76-0311, amendment to professional services contract with W. A. Wahler and Associates, President John F. Hennings asked for stage of completion and indicated that the Commission was unhappy with modifications of contracts that called for increases in costs.

Item No. 22 re execution of Water Department Land Use Permit to Fairchild Camera and Instrument Corporation for parking and landscaping purposes, Commissioner Flynn stated that it was the policy of the Commission to get six months rent on leases and asked for a policy decision on "permits." The Department indicated that they had been dealing with the firm since 1965, had a performance bond, and received two months rent (first & last). Commissioner Flynn moved that the matter be tabled until there is more information available.

Commissioner Flynn inquired with reference to the monthly report of the Water Department - that although there was indication of rent received on Sunol property for June, there was no indication of July rent. Advised that rent normally comes in on 20th of month and monthly report prepared before that date.

Item No. 35 re execution of agreement with International Engineering Company (IECO) extending the time for the City to act in IECO's claim for additional compensation relating to additional design work beyond the scope of the original agreement, Commissioner Flynn indicated that it was his belief that the Commission should not ratify the claim and asked for stage of completion. Advised by John M. Christensen, Acting General Manager, that the City will have counter claims and all matters of dispute can be settled at end of contract; this item called for an extension of time because unless the matter was decided by September 7th the contractor would have to go to court on statute of limitations. Commissioner Byrne asked that an arbitration clause be included in all future contracts as is done in private industry. So moved by Commissioner Carey, seconded by Lydia Larsen; approved by Commission that an arbitration clause be included in all future contracts. Item No. 35 was then disapproved.

4:00 - President John F. Henning called for recess

4:25 - Meeting reconvened.

Resolution No. 76-0326, requesting Board of Supervisors to disapprove headway increases on certain Municipal Railway lines, President John F. Henning asked the Utilities General Counsel whether or not it was in order that the Commission adopt and incorporate the testimony in this meeting of the memorandum and testimony given on the meeting of August 10, 1976 (evening meeting) with regard to Muni headway increases, and further, was there an obligation on the part of the Public Utilities Commission to hold public hearings.

Utilities General Counsel George E. Baglin said it is proper to incorporate testimony as long as the Commissioners have been provided with copies; and that it was the duty of the Board of Supervisors to conduct public hearings on schedule changes and abandonments, not that of the Public Utilities Commission.

Jack Oppenheimer of CAPTRAN raised question as to whether or not this was a "continued meeting" and that there had not been adequate notice. Mr. Baglin stated that it is not a continued meeting, and there has been adequate notice given.

Question was raised as to whether this meeting violated due process and whether an EIR was required. Mr. Baglin stated that the meeting does not in any way violate due process and that he knows of no law that says change of services require an EIR statement. The case

referred to is a fare increase and does not apply.

The question was raised as to the matter being before the Planning Commission. Mr. James J. Finn addressed himself to the question and indicated that there was no such matter before the Planning Commission, and that until such time as the governing body (Board of Supervisors) makes a determination on schedule changes, there is not even a question as to an EIR.

The question was raised as to public meetings and public hearings. Mr. Baglin addressed the question: A public hearing is one where the public participates; a public meeting is open to the public but may not be addressed without the courtesy of the chair. Statements from the public may be heard at this meeting with permission of the chair.

Statement by General Manager Curtis E. Green re schedule changes. Municipal Railway presented a budget calling for \$87 Million by Commission, but reduced to \$80 Million by the Mayor and \$73 Million by the Board of Supervisors. The Board advised that Muni was to come back with schedules compatible under this budget. With the reduction in dollars, there was a reduction of 40 operators, therefore 1902 operators in original budget now reduced to 1862, at present there are less than 1800 operators working. To insure schedules as presently printed, and not being kept, would require 1902 drivers and 520 mechanical personnel. Further, passenger counts on Lines 1, 3, 4 and 22 indicate transfer of some runs to presently over crowded lines would benefit overall scheduling.

Commissioner Byrne wanted to know what had happened to action taken by the Commission authorizing contracting out maintenance work. Mr. Green said the Board of Supervisors authorized only \$500,000 of the \$1.5 Million proposed budget item and then returned the balance of the work to Muni.

Persons appearing and speaking in protest of service changes:

Sam Walker
Mr. Brody
Mr. Beckes, Clement St. Merchants Assn.
Lawrence Martin, Transport Workers Union
John Elberling, CAPTRAN
Roger Davis
Arthur B. Chase
John Velos

Commissioner Flynn stated that he believed the Commission should refuse all of the changes and advise the Board of Supervisors in most strong language that when they authorize the operators, maintenance and supervisorial personnel, as budgeted and approved, that schedules then be put in effect. Commissioner Carey seconded the motion.

President Henning stated he would like to divide the question into two parts. Commissioners Larsen and Carey indicated they were

opposed to changes until the personnel as budgeted was available.

Commissioner Flynn reworded his motion to read: That the Commission accept the recommendations of Muni with schedule changes in accord with the budget as approved; and, a further motion that strong language be sent to the Board of Supervisors recommending that the jobs which have been approved in all categories be unfrozen and provided to Muni, i.e. personnel be brought up to 1862 operators, 512 maintenance persons and 17 supervisory personnel.

Commissioner Carey added to the second portion of motion that a recommendation be made to the Board of Supervisors that if the Board wanted service to be provided at currently scheduled levels personnel must be restored to the original budget request of 1902 operators.

Commissioners Larsen and Carey voted "no" on the portion of the resolution which called for adoption of the new schedules - all other "aye" which carried. All commissioners voted in favor of requesting the Board of Supervisors to bring personnel up to budgeted numbers and beyond.

Item No. 37 re disposal of all surplus trolley coaches belonging to the Municipal Railway, Municipal Railway General Manager Curtis E. Green indicated that there was no money available to store the old trolleys and that the bid prices offered had been reduced when Muni held back on those trolleys which might be refurbished. A motion was made that if there is no storage space available by September 14, 1976, the Commission will move to sell the surplus trolleys. Matter tabled until next meeting.

THEREUPON THE MEETING ADJOURNED.

Margaret Brady
Acting Secretary of
Public Utilities Commission

OCT 8 1976

SAN FRANCISCO
PUBLIC LIBRARYM I N U T E SPUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

September 14, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John M. Christensen, Jr.

ACTING GENERAL MANAGER OF PUBLIC UTILITIES

Margaret L. Brady

Acting Secretary

Call to Order: 2:45 p.m.

Present: Commissioners John F. Henning, Jr., H. Welton Flynn,
Joseph P. Byrne, Lydia Larsen

Absent: Commissioner Dennis V. Carey

The minutes of the regular meeting of the Commission held August 24, 1976 were approved.

RESOLUTION
NO.

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0342 H Accepting R. W. Beck and Associates' Appraisal Report for Clavey-Wards Ferry Tuolumne River Development and approving San Francisco's filing of application for additional development

Vote: Ayes-Henning, Flynn, Byrne
No-Larsen

76-0342A H On motion of Larsen, seconded by Flynn, the above resolution constitutes a neutral position

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0343 H Supplemental appropriation to fund increased contributions to Retirement System - \$109,133

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Larsen, the following resolution was adopted:

76-0344 H Supplemental appropriation correcting clerical errors in 1976-77 Salary Standardization Ordinance-\$17,685

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Larsen, the following resolution was adopted:

6-0345 H Supplemental appropriation funding increased contributions to Retirement System - \$3,965 - Bureau of Light, Heat & Power

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Byrne, the following resolution was adopted:

- 76-0346 H Approving collections of damage claims - Month of July 1976 - Amount, \$1,801.42- Bureau of Light, Heat and Power.
- Vote: Ayes-Henning, Flynn, Byrne, Larsen
- On motion of Byrne, seconded by Larsen, the following resolution was adopted:
- 76-0347 H Approving Department of Public Works' proposal for relighting Lakeside Area, Contract 2 -
- Vote: Ayes-Henning, Flynn, Byrne, Larsen
- On motion of Larsen, seconded by Flynn, the following resolution was adopted:
- 76-0348 H Approving Modification of Contract No. 3 in the debit amount of \$6,138.30 to provide funds for additional conduits, wiring and relay cabinets at Laguna Honda and Judah Substations, under Contract HH 528.
- Vote: Ayes-Henning, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Byrne, the following resolution was adopted:
- 76-0349 H Award of HH Contract No. 536 - Amount, \$295,671.00 Mahoney Electric Company, Inc. of San Francisco - Conversion for pantograph operation and related street lighting work for streetcar overhead system at West Portal Avenue
- Vote: Ayes-Henning, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Byrne, the following resolution was adopted:
- 76-0350 H Bid call - HH Contract No. 547 - Installation of City-furnished power conversion equipment and related work in San Jose Substation. Estimated cost of work, \$100,000.00
- Vote: Ayes-Henning, Flynn, Byrne, Larsen
- On motion of Larsen, seconded by Byrne, the following resolution was adopted:
- 76-0351 H Bid Call - HH Contract No. 563 - Construction of manholes and underground duct banks and related work in Folsom Street from 11th Street to 16th Street and in Eleventh Street from Mission Street to Bryant Street - Estimated cost of work, \$173,000.00
- Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0352 W

Completion of Contract No. 1695 - Installing 4-Inch and 6-Inch ductile iron mains in Washington Jones, Taylor, Filbert, Hyde, Leavenworth Streets to Havens Court - Credit modification of \$1,450.40 and approving final payment \$5,581.45 - Dalton Construction, contractor

Vote: Ayes- Henning, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0353 W

Supplemental appropriation for reallocation of funds required for reclassifications of positions in the Alameda and Peninsula Divisions - Amount, \$94,706.00

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0354 W

Supplemental appropriation for correction of clerical errors in the 1976-77 Salary Standardization Ordinance - Amount, \$45,096.00

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Byrne, the following resolution was adopted:

76-0355 W

Supplemental appropriation for additional funds required to fund increased contributions to Retirement System - Amount, \$222,890.00

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0356 W

Supplemental appropriation - 1972 Municipal Water System Bond Fund - Amount, \$96,000.00 for architectural and engineering contracts.

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0357 W

Requesting Board of Supervisors to approve a modified Transit First Plan developed for Mission Street by the City Planning Department - Department of Public Works and the San Francisco Municipal Railway.

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0358 M

Authorizing Municipal Railway to dispose of all surplus trolley coaches belonging to Municipal Railway as soon as possible.

Vote: Ayes-Henning, Flynn, Byrne,
No-Larsen

On motion of Larsen, seconded by Byrne, the following resolution was adopted:

76-0359 M

Authorizing transfer on permanent loan to Bay Area Electric Railroad Association, Inc. for historic preservation, display, and use.

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0360 M

Supplemental appropriation for additional funds required for increased contributions to Retirement System - Amount, \$1,000,519.00

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Larsen, the following resolution was adopted:

76-0361 M

Supplemental appropriation - Provide funds for payment of compensation to miscellaneous permanent salaried employees

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0362 M

Modification of Contract No. 5 - Debit amount, \$10,594.79 - Installing additional catenary assemblies east of Forest Hill Station - under Contract MR-622R

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0363 M

Supplemental appropriation - Provide funds for payment of \$50,000 for thirty (30) temporary salaries.

Vote: Ayes-Henning, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Larsen, the following resolution was adopted:

76-0364 GO

Designating Commissioner H. Welton Flynn to represent Public Utilities Commission on the steering committee of Metropolitan Transportation Commission guiding overall development of report on financing requirements of public transit within San Francisco Bay Area, and designating Mr. John Madden as his assistant.

Vote: Ayes-Henning, Carey, Byrne, Larsen
Commissioner Flynn abstained from voting

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0365 GO

Authorizing Mr. Ocal Moore, General Manager of Hetch Hetchy Water and Power, and Mr. McMorris Dow, Deputy City Attorney, to travel to Washington, D. C. to meet with appropriate individuals to clarify position of City and County of San Francisco regarding establishing of rates to be charged for sale of Hetch Hetchy power. (Ratification of telephone vote on August 31, 1976.)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0366 GO

Approving establishment of position of 1175 Secretary, Public Utilities Commission, and position of 1173 Director, Bureau of Administration, Public Utilities Commission; and authorizing necessary action with Civil Service Commission on confirmation of these 2 positions.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Byrne, the following resolution was adopted:

76-0367 GO

Supplemental appropriation - Provide funds for increased contributions to Retirement System - Amount, \$14,759.00.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0341-MR

Approving request for payment of claims against Municipal Railway in total amount of \$361,082.03

Vote: Ayes-Henning, Flynn, Byrne, Larsen

Presentation of the San Francisco Bay Area Transportation Authority on the projected development and use of the Transbay Terminal.

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

NEW BUSINESS:

Commissioner Lydia Larsen's committee for elderly and handicapped introduced a resolution to be included in the minutes of the Commission.

Commissioner John F. Henning stated the Commission is in the process of developing a final resolution, which will be available shortly. He suggested circulating a final draft, and having a telephone vote before the next meeting if possible. Commissioner H. Welton Flynn requested that when the new resolution is prepared he be given a copy of it before being called upon to vote.

Commissioner Josph P. Byrne stated that some time ago a motion was passed allocating \$1.5 Million to the Municipal Railway and that the Board of Supervisors froze \$1 Million of this money. The Municipal Railway is badly in need of maintenance, and he would like to pass a resolution requesting the Board of Supervisors to release \$1 Million so that the buses can be repaired. It was moved and seconded that the Board of Supervisors be asked to make available \$1 Million dollars for contract rehabilitation of the motor coaches of the Municipal Railway

In discussing Hetch Hetchy Resolution No. 76-0342, acceptance of the appraisal report for Clavey-Wards Ferry Tuolumne River Development, and approval of participation of the City and County of San Francisco in filing of a preliminary application for additional Tuolumne River development with the Federal Power Commission, Mr. Oral Moore reported as follows. At the public hearing chaired by Commissioner Larsen there were many issues raised with respect to the resolution, but he wished to speak to the general subject. He stressed that the

Commission was not being asked today to make several decisions, and was not being asked to declare either in favor or in opposition to development of further Tuolumne River development. He said it was up to Congress to determine whether or not the Tuolumne will remain in its present state or be ultimately developed. The present schedule is that the next phase of the study will be completed by February, and presented to public comment and hearings. It will be submitted to Congress in the Fall of 1977 for decision by Congress. Congress has two years after submission to decide whether the Tuolumne River will be a scenic river, or will continue in its present state for whatever development is legally appropriate. The Commission is not being asked whether California needs this additional power. The Commission is not being asked to decide if San Francisco should be involved. That decision is going to have to be submitted to the electorate of the City and County of San Francisco together with proposed means of financing. The Commission is being asked if it will participate with the Turlock and Modesto Irrigation Districts in an application to the Federal Power Commission if at some date in the future that development seems wise. On May 18, 1976, the Turlock and Modesto Irrigation Districts filed an application for additional development on Tuolumne River. If the Commission does not approve joining in the preliminary application prior to May 18, 1977, it will legally waive its right to participate in that development. Mr. Moore stated it would cost the City \$4,000 to join in the application which has already been filed and cost \$8,000, and the City would share 1/2 the cost under the 1948 agreement. Mr. Moore stated the net cash return on the project would be \$22 Million dollars annually, of which 1/2 would come to San Francisco.

Commissioner Henning congratulated Mr. Moore and Commissioners Larsen and Carey on the report.

In answer to a question from Commissioner Henning, Mr. Moore stated that it is not possible to get a resolution of wild river status before May 18, 1977.

After more discussion Commissioner Flynn stated that \$473 Million appears to be the cost, and that a bond issue would be needed. Mr. Moore said public approval of a bond issue would be required.

Commissioner Henning asked what the City's obligation is in terms of further funding. Mr. Moore replied that San Francisco, and Turlock and Modesto Irrigation Districts would share costs and benefits. We have a 50 percent share of the project.

Acting General Manager John M. Christensen stated that PUC bonds must go to the electorate at which time the citizens could express their approval or disapproval.

Extensive discussion took place between the Commissioners and members of the public on all aspects of the proposed development. The members of the public expressed considerable reservations on the appropriateness of interfering with the natural condition of the river.

The Commissioners considered the legal implications, time constraints, voter approval required, and singular registration aspects of this action in reaching a decision.

After adopting Resolution No. 76-0342 (Ayes-Henning, Flynn, Byrne; No-Larsen) the Commission adopted Resolution No. 76-0342A, moved by Commissioner Larsen and seconded by Commissioner Flynn, for the purpose of making it clear that in spite of the approval of Resolution No. 76-0342, the Commission is maintaining a neutral position with respect to the suggested power development. (Ayes-Henning, Flynn, Byrne, and Larsen)

In discussing Municipal Railway Resolution No. 76-0357, requesting Board of Supervisors to approve a modified Transit First Plan developed for Mission Street by City Planning Department, Department of Public Works and the San Francisco Municipal Railway, Mr. Green stated that as directed by the Commission, Messrs. Cauthen and Twitchell held conversations with all effected parties, and that the Planning Commission has approved a modified plan. Commissioner Henning asked if they were coming with the consensus of Mission Street merchants and the citizens, and Commissioner Larsen asked if San Francisco Tomorrow had been contacted. Mr. Green replied yes. After some discussion as to whether the entire community had been notified, Mr. Twitchell stated they had spoken with the drivers, Mr. Martin of the drivers union, CAPTRANS, Public Works Department, and to several people that appeared at the previous meeting. Planning Commission had approved. They have heard no further opposition. A member of San Francisco Tomorrow spoke as well as CAPTRANS.

Commissioner Henning said if the plan doesn't work we can change it. He said the main concern is that all interested parties were notified. Mr. Leonard said calendars and necessary materials were sent out to all news media.

Mr. Green said this matter had been approved and passed by the Board of Supervisors, but because of opposition to the plan they were directed by the Board to do something about it. It was decided to come back to the Public Utilities Commission. He stated the modifications were a great deal less than desired or originally contemplated but they were an improvement over current conditions.

In discussing Municipal Railway Resolution No. 76-0358, authorizing Municipal Railway to dispose of all surplus trolley coaches as soon as possible and to the best advantage - Mr. Twitchell stated there was some concern over selling because of possible expansion. Mr. Green said the understanding is that there has been some discussions with the Department of Transportation officials. We will have the 80 percent toward funding of new trolleys. It would cost \$60,000.00 to refurbish old trolleys, and operationally it seems best to go with the new trolleys where maintenance would be less.

A member of San Francisco Tomorrow spoke about the rebuilding of coaches in Toronto, where the total cost then came to only about \$20,000. He said it would seem that \$60,000 figure is high and Urban Mass Transportation Administration cannot be assumed to fund anything.

Commissioner Henning said the immediate problem is storage room. Dr. Christensen said when we received bids in May 1975 for car coaches, we asked for rebuilding cost on ones we have, and for bid on new coaches. The bid for rebuilding was \$70,000, and it was \$74,000 for new coaches. Obviously we took the new coaches. He stated when the time comes to electrify, there will be a single

project for equipment and electrification which will be several million dollars and of which the equipment would be a minor part. The matter has been discussed with UMTA officials who have indicated a single project approach is desirable, new equipment appears preferable and favorable consideration to 80 percent funding would be likely. The old coaches are 20 or 25 years old, and would have to be stored in the meantime. There is no space to store old coaches and we cannot provide security. The process of obtaining neighborhood approval for electrified lines after the POM study has recommended the best candidates will take considerable time, as well as preparing and obtaining grant approval.

UMTA has agreed to participate in \$25,000 of temporary coach storage in order to receive the incoming Flyer coaches and obtain the best disposal bid. UMTA will share in the funds obtained from the disposal sale in the same proportion as they are providing funds for the purchase of new coaches. That rental terminates in November 1976 and no funds for extension are obtainable.

Mr. Oppenheimer read a letter recommending retaining the old coaches.

Dr. Christensen stated we have 333 trolley coaches in the inventory. We are being provided with 343 new coaches because we said there would be additional electrification.

Do we electrify with the old or new? The Federal Government has to provide the money in either case. We would go to the Federal Government to participate in a grant to rebuild coaches in lieu of new coaches. The difference between a new and rebuilt coach might be \$10,000 to \$15,000. Our saving would be 20 percent of that differential - 2 or 3 thousand dollars. This would not justify the maintenance risks attributable to fatigued frames and parts.

In answer to a question from Commissioner Byrne, Dr. Christensen indicated 80 percent of the cost of new coaches would be borne by the Federal Government and that we are now having 343 coaches delivered, costing us \$26 Million.

Additional coaches would be needed if diesel routes are changed. We would then have to develop a project which would indicate the citizens are agreeable to the electrified routes for there must be an Environmental Impact Report. There could be an additional 100 coaches which we would submit to the Federal Government along with distribution lines, feeder cables, rectifier stations and associated equipment. We want to get new coaches at that time to encourage ridership, eliminate unfavorable comparisons and reduce maintenance; in addition we are unprepared now to store old coaches for a period of years when space availability, security, and deterioration are so plainly evident problems.

In discussing Municipal Railway Resolution No. 76-0363, approving supplemental appropriation to provide funds for payment of \$50,000 for 30 temporary salaries for temporary appointments outside of classification, it was brought out that this resolution is complying with a court order recommending this submission. These are positions in which the employees who formerly occupied the positions are no longer with the Railway. The Municipal Railway General Manager has

placed some one else in the position or has assigned work to individuals next in line. When these employments go beyond 30 days the differential must be paid to the employees. A court case was undertaken by a group of municipal employees in which ruling was they could not collect unless funds were available, but it is mandatory to request funds as an act of good faith. This then complies with the judgment of the court, and will be forwarded to the Mayor and the Board of Supervisors.

In discussing General Office Resolution No. 76-0364, designating Commissioner H. Welton Flynn to represent the PUC on the steering committee of the Metropolitan Transportation Commission guiding the overall development of the report on financing requirements of public transit within the San Francisco Bay Area, and designating Mr. John Madden as his assistant, Dr. Christensen said there is one representative from PUC. Alameda County and Contra Costa County will have one member. Commissioner Larsen asked if this will be an on going committee, and Commissioner Henning replied that this is a Finance Committee of Metropolitan Transportation Commission which will be providing guidance to the State legislature on how to finance the Municipal Railway, BART and AC Transit over the long term.

In discussing Municipal Railway Item No. 29a--Presentation of San Francisco Bay Area Transportation Authority on the projected development and use of Transbay Terminal, it was brought out that in 1972 the existing East Bay Terminal was inadequate. Mr. White stated that there is a general agreement that a bus terminal is needed. Even though BART is here, there will be continued bus usage. Golden Gate Transit will continue to grow. There will be usage of buses from the Peninsula. The level of need projected is approximately 2-1/2 times what we now have. From the discussion of this need the study has developed. The guidelines also addressed the problems of financing. The terminal would be developed to meet projected 1995 needs. The development will be supported in part from State grants and the Federal Government. They will also need more office space. The next stage will be to develop an architectural type plan, and a financing plan. There will have to be an agreement with operators for use of this space. The terminal will have to be physically expanded to have three full decks. It is felt this is structurally possible. It will cost between \$35 and \$40 Million.

Commissioner Larsen asked if there would be public input, to which Mr. White replied there would be. Commissioner Larsen stated she would appreciate being informed.

THEREUPON THE MEETING ADJOURNED.

Margaret Brady
Acting Secretary

M I N U T E S

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:30 p.m.

September 28, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn,

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John M. Christensen, Jr.

ACTING GENERAL MANAGER OF PUBLIC UTILITIES

Margaret L. Brady

Acting Secretary

Call to Order: 2:40 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey, H. Welton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held September 14, 1976 were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0368 H

Supplemental Appropriation - Funds required for purchase of power for resale - \$11,800,000.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0369 H

Modification of Contract No. 4 - Debit amount, \$7,500 - Provide funds for additional labor, tools and equipment to facilitate inspection and testing of City furnished equipment - Under Contract HH 523

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0370 H

Transfer of \$15,000.00 to repair damaged parts of Jet Valve No. 2 located in Cherry Valley Dam Valve House - Emergency repairs.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0371 H

Award of HH Contract No. 540 - Amount, \$238,495.00 to Abbett Electric Corp. of San Francisco - Sutter, McAllister and Fillmore Streets underground facilities and related work

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0372 H

Award of HH Contract No. 559 - Amount, \$629,735.00 to McGuire and Nester, Oakland, California - Construction of manholes and underground duct banks and related work in Howard and Folsom Streets from 11th Street to Main Street

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0373 H

Award of HH Contract No. 564 - Amount, \$50,400.00 to Ross F. Porter, Jamestown, California - Exterior repair, painting and roof preservative - Moccasin and Tesla Portal Buildings

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0374 H

Completion of HH Contract No. 541 Painting Steel Towers, Moccasin-Newark Transmission Line - Final payment, \$29,930.32 - Frank Brown, contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0375 H

Completion of HH Contract No. 497 - Installing underground duct system in Church Street, 30th to 22nd Streets - Credit modification, \$13,179.86 - Final payment, \$17,843.62 - Abbett Electric Corp., contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0376 H

Completion of HH Contract No. 511R - Repair lining San Joaquin Pipeline No. 2 - Credit modification of Contract No. 1, \$454,452.95 - Final payment, \$24,554.70 - Granite Construction Company, contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0377 H

Professional services contract with Garretson, Elmendorf, Zinov, Reiben - Architectural and engineering services for construction of new Suburban Headquarters Building in Millbrae (1972 Water Bond Fund)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0378 W Award of WD Contract No. 1691 - Amount, \$16,020.00 to Pat Kennelly Construction, South San Francisco, California - 6-Inch Ductile Iron Main Installation in Clipper Street between Grand Avenue and Douglass Street

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0379 W Settlement of litigated claim of Amalgamated Laundries vs Pacific Gas & Electric Company - related cross-complaint: PG&E v. CCSF (Water Department) Municipal Court No. 719482 - payment to plaintiff, \$300.00 as compromise settlement.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0380 W Cancellation and write-off of uncollectible claims - Total amount, \$2,749.06

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0381 W Write-off of uncollectible accounts - Water Department - Month of July, 1976 - Total amount, \$4,856.33

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0382 M Agreement between City and MBT Associates - Professional services - Conducting the Muni Metro Accessibility Study - Funds furnished by MTC

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0383 M Instructing Municipal Railway to submit to Metropolitan Transportation Commission a work Program for an implementation study of improved transit accessibility for the elderly and handicapped

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0384 M

Modification of Contract No. 1 - Debit amount, \$898.50 - Installing additional rail joint bonds, reinsulating existing cross bonds, installing additional vehicle barriers, and deleting 20 linear feet of single track paving.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0385 M

Cancellation and write-off of uncollectible accounts receivable over 90 days past due - Amount, \$331.93 - Collections and compromises of damage claims - Amount, \$3,788.28

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0386 M

Revolving Fund payments of claims - Month of August, 1976 - Total amount, \$30,732.04

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0387 M

Setting date of October 26, 1976 for a public hearing to review a possible revision to the fare structure.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0388 GO

Immediate replacement for John D. Crowley, Classification 1172, General Manager of Public Utilities - Retired August 31, 1976

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0389 GO

Immediate replacement for Eleanor A. Trulsen, Classification 1528, Administrative Secretary, retired September 7, 1976

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0390 GO

Supplemental appropriation for additional funds required for immediate filling of 2 vacated positions - Class 1172, General Manager of Public Utilities and Class 1528, Administrative Secretary of Public Utilities - Amount, \$22,423.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0391 GO

Supplemental appropriation for additional funds required for immediate filling of two vacated positions - Amount, \$11,212.00 (Hetch Hetchy)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0392 GO

Supplemental appropriation for additional funds required for immediate filling of two vacated positions - Amount, \$11,211.00 (Water Department)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Larsen, the following resolution was adopted:

76-0393 GO

Resolution commending Eleanor A. Trulsen upon the occasion of her retirement from the General Office of the Public Utilities Commission.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0394 M

Supplemental appropriation - Additional maintenance funds required for automotive equipment - amount, \$1,000,000 (Diesel buses)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

COMMUNICATIONS:

A report has been received from Ames Research group regarding safety of present cable cars. Dr. Christensen stated the report is an extensive one, and has been painstakingly prepared. It reiterates many of the things that Muni management has been saying. There are recommendations contained in the report which are cogent and require the attention of Muni Railway staff. They will be given attention in terms of safety and maintenance within the next 60 days. Copies of that response to the report will be furnished.

NEW BUSINESS:

Commissioner Carey distributed copies of a report on the San Francisco Bay Area Transportation Terminal Authority.

In discussing Water Department Resolution No. 76-0377, approval to negotiate professional services contract with Garretson, Elmendorf, Zinov, Reiben for architectural and engineering services - new suburban headquarters building in Millbrae, Commissioner Flynn inquired as to the Department estimate on this contract. Mr. Boyd replied that the estimate was \$175,000.00 for the professional services contract. The total project encompasses the suburban headquarters.

Commissioner Flynn asked about the affirmative action of the firm, to which Mr. Boyd replied that all of the affirmative action papers were reviewed by the Contract Compliance Officer and that all of the 7 proposals were at least in technical compliance - some better than others.

Commissioner Flynn thanked Mr. Boyd. Commissioner Byrne asked if the affirmative action plan is under the San Francisco affirmative action program. Mr. Boyd replied that the affirmative action program of the Public Utilities Commission is handled by the Contract Compliance Officer, and meets all points laid down by the City and County of San Francisco, and the State and Federal Government. Commissioner Byrne brought out that the Airport has one plan and San Mateo County has another plan. Mr. Boyd replied that all proposals are sent to our Contract Compliance Officer, who reviews them in light of the City's basic program which does change from month to month. Mr. Boyd said a communication had been received setting up a change in percentages with relation to contract dollars. In each instance these changes are made a part of the San Francisco Water Department contract.

With reference to Water Department Resolution No. 76-0381, approval of write-off of uncollectible accounts receivable more than 90 days

past due, amount \$4,856.33, month of July, Commissioner Flynn stated the report of the Water Department consistently showed rents collected and the report of September 22, 1976 speaks to the point that Sunol is paying for the month of July. He understands that the rent is paid by the 20th of the month, and questioned whether the August rent had been paid. Mr. Boyd replied that the monthly report dated September 22, 1976 covers the August activities, and because of timing it is difficult for Water Department staff to be sure that on August 20 the receipt has been checked.

Commissioner Flynn referred to a ledger card, and inquired if the rent is now paid for the month of August. Mr. Boyd replied in the affirmative, and stated that he periodically looks at three ledger cards - Sunol Golf Course, Crystal Springs Golf Course, and Santa Clara Sand and Gravel Company.

Mr. Boyd stated that the Sunol Golf Course is checked 3 or 4 times a month to look at the terms of the lease and at the premises. He assured Commissioner Byrne that he will be advised by written memorandum if there is any problem. Dr. Christensen advised that audits have been performed at Sunol Through July.

Commissioner Flynn requested that copies of audits be sent to the Commissioners. Commissioner Henning said he assumed these are certified reports, to which Dr. Christensen replied that they are made by the accountants from the Water Department. He stated the annual report is now being prepared, and that an in-house audit performed bi-monthly. Commissioner Flynn indicated he is not interested in the interim reports, but would like a copy of the annual report.

Commissioner Flynn then inquired about the Fairchild matter, to which Mr. Boyd replied that the Water Department Land Division is in contact with the Fairchild people. Commissioner Flynn said he missed raising the issue at the last meeting, and wished to know the status at this time. Mr. Boyd said the matter is in progress, but that the Manager of the Land Division is on vacation at present. Commissioner Flynn requested that the minutes show that he would like to know the status of the Fairchild matter. Commissioner Byrne added that if there is even a hint of a problem at Sunol he would like to know immediately.

In discussing Municipal Railway Resolution No. 76-0387, setting a date for public hearing to review possible revision to the fare structure, Mrs. Margaret Brady, Acting Secretary of the Public Utilities Commission, stated that after advertising and giving sufficient notice, the regular meeting date of October 26, 1976, would be suitable. Also, request has been made of the Board of Supervisors for use of the chambers at the regular meeting date and time.

Commissioner Carey brought out that this matter involves a myriad of people, and afternoon meetings make it difficult for some people to attend. After some discussion between the Commissioners, staff, and Mr. Oppenheimer of CAP-Trans regarding the date and time of the meeting, and the matter of publication, it was moved by Commissioner Carey and seconded by Commissioner Larsen that the date of the public

hearing be set as October 26, 1976 (motion was adopted by Commission).

Commissioner Henning said the thrust of the remarks of Commissioner Carey would be incorporated; that is, to begin the regular business calendar at 2:30 p.m., to begin the public hearing at 3:00 p.m. and to continue as long as there are people to be heard.

The Acting Secretary to the Commission was instructed by Commissioner Henning to telephone each of the Commissioners after checking with the City Attorney as to legality, and to have the notice published.

Mr. Oppenheimer brought up the subject of recommended sites for storage of surplus buses, and asked concerning the status of the entire matter. He said he was led to believe that maybe things were changed or developing that he did not know about.

Commissioner Henning replied that nothing had changed, and that a resolution was passed at the last meeting authorizing Municipal Railway to dispose of surplus trolley coaches. The matter is officially in the hands of the City Purchaser, but nothing will be done until bids are opened November 5, 1976. No action was taken on the sites referred to by CAP-Trans at the last meeting. We don't have any funds to store surplus buses past mid-November.

Dr. Christensen stated that since the Purchaser will not be able to act until November, and the space crunch is acute, Muni decided to look at these sites for temporary storage if there is no charge. Commissioner Henning stated he didn't know about this, but there is nothing before the Commission, which has acted.

An individual in the audience then spoke. He questioned if there has been any consideration given to keeping any of the old coaches if in the near future the Greenwich line or the 55 line were electrified and additional coaches were needed. Commissioner Henning said consideration had been given, but rejected because new vehicles can be purchased for virtually the same money.

Supplemental Calendar Item Number 34, approving arbitration clause to be included in all contracts entered into by the Public Utilities Commission, was tabled and deferred until the next meeting.

THEREUPON THE MEETING ADJOURNED - 3:23 p.m.

Margaret Brady
Acting Secretary

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M I N U T E S

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall
2:55 p.m.

October 12, 1976

COMMISSIONERS

John F. Henning, Jr., President
Dennis V. Carey, Vice President
H. Welton Flynn
Joseph P. Byrne
Lydia Larsen

DEPARTMENTS

Municipal Railway
Hetch Hetchy Project
Water Department

BUREAUS

Accounts
Public Service
Personnel & Safety
Transportation

John M. Christensen, Jr.
ACTING GENERAL MANAGER OF PUBLIC UTILITIES

Margaret L. Brady
Acting Secretary

Call to Order: 2:55 p.m.

Present: Commissioners John F. Henning, Dennis V. Carey,
H. Welton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held
September 28, 1976 were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Flynn, the
Commission ratified the following resolution
approved by telephone poll of the Commission on
September 29, 1976 and October 6, 1976:

76-0395 M

Ratification of telephone votes of September 29,
1976, changing the date of the public hearing;
and of October 6, 1976 cancelling the public
hearing for a proposed Muni fare increase.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the
following resolution was adopted:

76-0396 H

Award of HM Contract No. 553 - Replacing, repair-
ing and painting steel trolley poles on Mission
Street - Amount, \$89,934.00 - Mahoney Electric Co.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0397 H

Completion of HM Contract No. 494 - Replacing,
repairing and painting steel trolley poles -
Debit modification, Contract No. 3, amount
\$2,887.30 - Final payment, \$24,948.13 to Mahoney
Electric Company, Inc., contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0398 H

Collection of damage claims - Amount, \$1,759.56 -
Month of August 1976

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the
following resolution was adopted:

76-0399 W

Setting Tuesday, November 9, 1976 at 2:30 p.m.
for public hearing re liens and special assess-
ments on properties for unpaid water service
charges

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0400 W

Land Use Permit - Fairchild Camera and Instrument Corporation - Parking and landscaping purposes in Mountain View - Permit fee, \$500 per month plus reimbursement of taxes and assessments and \$3,000 Surety Bond and Comprehensive General Liability Insurance of \$1,000,000

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0400A W

Award of 9,880 acre grazing lease to Hillside Farms - Term 3 years commencing November 1, 1976 Rental \$11.00 per acre per year (\$108,680 per annum) - Rejecting bid of John Covo and Peter Bellino, 480 acre lease - Award of 380 acre grazing lease to Hillside Farms - term 3 years commencing November 1, 1976, rental \$12.75 per acre per year (\$4,845 per annum)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0401 W

Award of 40 acre agricultural lease - Donald R. Pemberton - Term 4 years commencing November 1, 1976 - Rental \$117 per acre per year (\$4,680 per annum)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0402 W

Completion of WD Contract No. 1510 - Construction of Sunol Valley Water Filtration Plant Enlargement Debit modification, \$78,835.80 - Final payment, \$556,165.23 - Dan Caputo Company, contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0403 W

Completion of WD Contract No. 1675 - Bernal Heights Hydropneumatic Pump Station Renovation - Debit modification, \$2,285.00 - Final payment, \$5,358.50 - E. H. Morrill Company, contractor

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0404 W

Supplemental Appropriation - Crystal Springs Pipeline and Pump Station - Amount, \$275,327.00 (1961 Municipal Water System Bond Fund)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0405 W

Supplemental Appropriation - Reflect a wage adjustment for Class 7358, Patternmaker - period January 21, 1976 to June 30, 1976 - Amount, \$115.72

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0406 W

Collection of Water Department claims for damages - Month of September, 1976 - Amount, \$1,200.00

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0407 M

Rejecting all bids received for MR Contract MR 629 Furnish and Install UHF Base/Mobile Radio System - Readvertise work under 2 separate contracts (TIP)

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0408 M

Modification of Contract No. 1 of Contract MR-618 J Church line track reconstruction 18th Street to 22nd Street - Debit amount, \$2,000 - Recondition one set of portable crossovers.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0409 M

Settlement of court action of Theopolis Davis vs. City and County of San Francisco (Municipal Railway) - USDC #C 75 2077 - Payment, \$3,937.84 back pay plus costs and interest - Reinstated.

Vote: Ayes-Henning, Carey, Larsen
No-Flynn, Byrne

Copies of the foregoing resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

COMMUNICATIONS:

Commission President John F. Henning, Jr. noted that annual reports have been received from each of the Departments. All seemed to be proceeding in an orderly fashion, but he had a couple of comments with regard to the Municipal Railway. He stated Muni ridership continues to go down, and this has been discussed with Mr. Baerte who wondered whether it is possible to arrive at some standard of ridership. Any increase in income due to increased riders might be split in some fashion with the operators. Perhaps by introducing a profit motive into the operation an increase in ridership might be encouraged. He said he would like to see the staff consider this suggestion. Although it might raise problems in terms of the Charter, it might point us in a new direction profitable to all. He suggested staff sit down with the union people since they would be involved.

Commissioner Carey pointed out that about 2 or 2-1/2 years ago a report was prepared for the Municipal Railway outlining some steps to be taken to establish a separate Department of Transportation, thus removing Muni Railway from Public Utilities Commission guidance. Dr. Christensen recalled the proposed reorganization plan submitted by Muni Railway management, which ostensibly would cope with what management considered to be poor organization alignments. Commissioner Flynn, however, pointed out that the matter referred to by Commissioner Carey dates back to September, 1970, following the Airport's separation from the Public Utilities Commission, when a study was initiated to consider a Department of Transportation. Mr. James J. Finn and Mr. Jerome Cohen, Deputy City Attorney, worked on the matter.

Mr. James J. Finn then said this occurred in 1970-71. There was talk of separating the Municipal Railway in a similar manner as the Airport. Mr. Finn and Mr. Cohen prepared a compilation of the Charter changes necessary to set up a separate Department of Transportation. This would have included some powers of the City Planning Commission, and the Parking Authority, under a plan similar to that in Baltimore. This Commission was to provide a balanced mode of transportation for the City and County of San Francisco. However, the proposal created considerable discussion, and many comments were submitted to the General Manager of Public Utilities. No serious support developed for the plan and it "died a natural death."

Commissioner Carey requested that if such report or reports are available, copies be made available to Commission members.

New Business:

The Commission ratified Resolution No. 76-0395, approved by telephone polls of the Commission conducted on September 29, 1976, changing the

date of the public hearing; and of October 6, 1976, cancelling the public hearing for a proposed Muni fare increase.

The Commission adopted Resolution No. 76-0399, setting Tuesday, November 9, 1976 at 2:30 p.m., for public hearing re liens and special assessments on properties for unpaid water service charges in excess of one hundred dollars.

Commissioner Henning inquired if a telephone call could be made to resolve the matter involving the Bank of America Branch at Powell and Market Street. He also asked if the same effort could be made with respect to the Redevelopment Agency. Mr. Kenneth R. Boyd, Acting General Manager of the Water Department, replied that a call had been made to the Redevelopment Agency, and the Water Department will try to telephone the Bank of America.

Resolution No. 76-0400A awarding 9,880 acre Water Department grazing lease to Hillside Farms, term 3 years commencing November 1, 1976, rental \$11.00 per acre per year or \$108,680 per annum; rejecting bid of John Covo and Peter Bellino for 480 acre Water Department lease; awarding 380 acre Water Department grazing lease to Hillside Farms, term 3 years commencing November 1, 1976, rental \$12.75 per acre per year or \$4,845 per annum, was adopted by the Commission.

Commissioner Henning indicated that the reason for rejecting the lease from Covo and Bellino was that they were unwilling to increase the per annum payment because it is a land locked piece of property. He stated that he remembered from his school days that if a parcel of property is land locked there is an implied easement. If Covo and Bellino were advised of this they would be much more amenable to an increase. Mr. Boyd said the Water Department would re-check.

Resolution No. 76-0401, awarding 40-acre Water Department agricultural lease to Donald R. Penberton, term 4 years commencing November 1, 1976, rental \$117 per acre per year or \$4,680 per annum; and second awarding 12-acre Water Department agricultural lease (Parcel E) to Howard S. Kinoshita and William K. Haena, term 4 years commencing November 1, 1976, rental \$125 per acre per year or \$1,500 per annum.

The second part of this resolution awarding 12-acre WD agricultural lease to Howard S. Kinoshita and William K. Haena, was taken off calendar for a period of 30 days.

Commissioner Carey inquired in reference to leasing Parcel E at \$1,500 per annum, why there was no rental increase in that particular lease. Mr. Boyd replied that 50 bidders were present at the auction and no one would bid higher. Kinoshita and Haena were the high bidders. The auction was widely advertised, notifying 150 people.

Commissioner Carey said he was concerned at the concept of leasing at the same rental as previously received, and inquired as to the expiration date of the lease. Mr. Boyd said it would expire October 31, 1976. He further stated that people leasing a row crop holding are required to spend a considerable amount of money to re-fertilize and may take a loss during the first year. He indicated that if the Commission so desired, the item could be rejected and the Water Department would try again. Commissioner Henning stated it might be appropriate to re-advertise.

Mr. Richard Tanaka, Water Department Land Division Manager, said \$125 per acre per year for strawberry farming is a fair rental. However, strawberries are not profitable now as no one will pick them. Consequently, the farmers go into other row type truck farming which does not produce as much income. He said \$125 does represent a fair rental, and the high bid last year was \$125. Commissioner Henning inquired how long this would take. Mr. Tanaka replied that the timing was rather poor as people are getting ready for next season's harvest. Mr. Boyd then requested that the matter be put over for 30 days. Thereupon, the second part of Resolution No. 76-0401, the agricultural lease to Kinoshita and Haena, was taken off calendar. The first part of Resolution No. 76-0401 was approved. This was by unanimous vote of the Commission.

Resolution No. 76-0407, rejecting all bids received for MR Contract MR 629, Furnish and Install UHF Base/Mobile Radio System; and authorizing re-advertisement of work under 2 separate contracts.

Commissioner Henning suggested that bidders may have taken advantage of the City. Bids were without sufficient information to "smoke out" the competition.

Commissioner Byrne inquired if the Commission has the authority to reject any and all bids. Mr. McMorris Dow, Deputy City Attorney, answered in the affirmative.

Commissioner Carey asked Mr. Green if the community will benefit from another. Mr. Green answered that by separating the work to be performed under contract we would hope to broaden the base of competition. If you have a more competitive bid you will have a price closer to reality than with only 2 people bidding as in this case. There were people who evidenced an interest - other experienced contractors in this field. However, they did not want to be saddled with both supplying equipment and construction and the subway terminal work. With separation of the contract we will have more people bidding and the interests of San Francisco will be better served.

Commissioner Henning stated that each of the bids was non-responsive, and if they are non-responsive the envelope should not be opened. Mr. Green responded that we can't determine what is in the bid until it is opened.

Commissioner Byrne stated that if bidders are asked to name manufacturers and sub-contractors and they do not do so, the bid can be thrown out.

Commissioner Henning stated there has been disclosure of the bid amount, and Mr. Green said that is why we want more bidders.

Commissioner Carey stated that if the Commission did not concur in rejection the corporation could be required to set up a bond and the City would be protected. Mr. Dow said this may occasion a little "flak" from other bidders who would object to acceptance of a non-responsive bid.

Commissioner Carey inquired if the particular firms were apprised that the matter had been calendared. Mr. Green said representatives had been invited to come to the Commission meeting today. Commissioner Henning asked if representatives of Motorola and S & Q Corporation were present. An individual in the audience stated he was from Motorola.

Commissioner Henning inquired of Mr. Dow if it was appropriate to reject the bids. Mr. Dow answered affirmatively.

Commissioner Henning asked if anyone had any questions to put to Motorola. No one answered. Commissioner Henning then inquired if Motorola had any reason why we should not re-advertise. The representative from Motorola answered, "no."

Commissioner Henning then indicated that there being no opposition he was asking for a vote.

Resolution No. 76-0409, Authorizing settlement of court action of Theopolis Davis vs. City & County of San Francisco (Municipal Railway), USDC #C 75 2077, by payment of \$3,937.84 back pay plus costs and interest, and reinstatement.

Mr. Chouteau, Deputy City Attorney, stated this item had previously been discussed with the Commissioners. Commissioner Carey added this was in connection with the Muni Railway setting up future guidelines.

Mr. Chouteau said he would discuss the matter with Muni management. Mr. Lawrence B. Martin, President of the Transport Workers' Union, stated that the Supreme Court had now taken up the case. Mr. Chouteau added that attorneys for the union have been involved, and the union is fully represented. Commissioner Henning stated the union would have equal control over any settlement. Mr. Chouteau cited a government code section which specifies that a man's religious beliefs must be accommodated unless it works a hardship on the Department.

On roll call, Commissioners Henning, Carey and Larsen voted "aye"; Commissioners Flynn and Byrne voted "no," and the resolution was approved.

THEREUPON THE MEETING ADJOURNED - 3:30 p.m.

Margaret Brady
Acting Secretary

#3
26/76

M I N U T E S

PUBLIC UTILITIES COMMISSION

CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:35 p.m.

October 26, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

A. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John M. Christensen, Jr.

ACTING GENERAL MANAGER OF PUBLIC UTILITIES

Margaret L. Brady

ACTING SECRETARY

Call to Order: 2:35 p.m.

Present: Commissioners Dennis V. Carey, H. Welton Flynn,
Joseph P. Byrne, Lydia Larsen

Absent: Commissioner John F. Henning, Jr.

Vice President Dennis V. Carey presided.

The minutes of the regular meeting of the Commission held October 12, 1976 were approved.

RESOLUTION
NO.

On motion of Larsen, seconded by Flynn, the Commission ratified the following resolution approved by telephone poll on October 21, 1976

76-0411 M Requesting \$250,000 for emergency condition existing with regard to continued safety and uninterrupted operation of cable car system

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0412 H Bid call HH Contract No. 561 - underground duct system

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted as amended:

76-0413 H Bid call HH Contract No. 524 - conversion K line overhead system

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0414 H Award HH Contract No. 563 to Underground Construction Co., Inc. of San Leandro, CA for underground duct system - amount \$169,075.00

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0415 H Approving execution of letter-agreement between City and PG&E adjusting wheeling charges

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0416 H

Awarding HH Contract No. 547 to L. K. Comstock & Co., Inc. of San Francisco for installation of equipment - amount \$84,790.00

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0417 H

Modification No. 5 of HH Contract No. 522 for alterations permitting installation of City furnished equipment

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0418 H

Approving substitution of subcontractors under HH Contract No. 544

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Flynn, the following resolution was adopted:

76-0419 H

Approving Department of Public Works' proposal for relighting Army Street

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0420 W

Extending term of agricultural lease with Sunol Nurseries an additional 3 years at increased rental of \$200 per acre per year or \$5,000 total per annum

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0421 W

Executing "Consent to Assignment and Hypothecation Agreement" for right of way lease - Thunderbird Lodge, Fremont, Inc., Lessee

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

- 76-0422 W Supplemental appropriation, compensation reserve, reflecting deletion of 10 positions - amount \$116,781
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Byrne, the following resolution was adopted:
- 76-0423 W Bid call for WD Contract No. 1716 to install 6-inch ductile iron main
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Byrne, seconded by Flynn, the following resolution was adopted:
- 76-0424 M Awarding MR Contract No. 631 for track reconstruction and sewer enlargement(subject to concurrence by Board of Supervisors of 90 day award time extension) to O. C. Jones & Sons of Berkeley - amount \$1,213,476.90
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Byrne, seconded by Flynn, the following resolution was adopted:
- 76-0425 M Completion MR Contract No 626 for Duboce Portal Switch Track and final payment - amount \$6,016.05
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Byrne, seconded by Flynn, the following resolution was adopted:
- 76-0426 M Modification No. 6 of MR Contract No. 622R in debit amount of \$3,489.89
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Larsen, the following resolution was adopted:
- 76-0427 M Approving payment of claims, month of September - amount \$24,764.85
- Vote: Ayes-Carey, Flynn, Byrne, Larsen
- On motion of Flynn, seconded by Larsen, the following resolution was adopted:
- 76-0428 M Cancellation and write-off of uncollectible accounts - amount \$572.87 - and collection of damage claims against miscellaneous debtors - amount \$5,652.86 - month of September

Vote: Ayes-Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0410 M

Settlement of claims against Municipal Railway - amount \$229,319.35

Vote: Ayes-Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Secretary and Assistant General Manager of the Public Utilities Commission.

Communications:

Commission Vice President Dennis V. Carey referred to the letter from Mr. Oral L. Moore, General Manager, Hetch Hetchy Water and Power, regarding bid authority for Hetch Hetchy Contract No. 524, K Line Streetcar Overhead System Conversion for Pantograph Operation. The estimated cost of the work was \$278,000 (breakdown - PIP: \$11,000 TIP: \$267,000). Final review of the proposed contract resulted in lowering the estimated cost to \$261,000 (breakdown - PIP: \$11,000 TIP: \$250,000).

This refers to Resolution No. 76-0413, which was adopted by the Commission, as amended.

At the request of Kenneth R. Boyd, Acting General Manager of the Water Department, Item 16 -- authorizing extension of term of 67.31-acre Water Department grazing lease with Lawrence P. Soares, Jr. an additional 3 years commencing November 1, 1976, at a rental of \$18 per acre per year or \$1,206 total per annum -- was taken off calendar on motion of Commissioner Larsen, seconded by Commissioner Flynn.

New Business:

The Commission ratified Resolution No. 76-0411, approved by telephone poll of the Commission conducted on October 21, 1976, requesting a supplemental appropriation of \$250,000 under emergency conditions, as defined in Charter Section 2.301, with regard to continued safety and uninterrupted operations of the cable car system.

In discussing this matter, Commissioner Flynn stated he understood this was an emergency matter and would move along rapidly, but now he reads that "it is not moving." Mr. Curtis E. Green, General Manager, Municipal Railway, stated that the matter was brought before the Board of Supervisors by Supervisor Dianne Feinstein yesterday afternoon with a request for immediate adoption. After discussion, however, it was decided the matter should go through committee, and then back to the Board.

Mr. Green said certain re-design and engineering work remains to be done, and inasmuch as the Board of Supervisors has given assurance that the money will be forthcoming, the extra time will not inconvenience Muni's corrective program. Engineering, re-design, purchase and

construction will take about 3 months. Meanwhile, each of the present beams is being taken out and inspected, and repairs are being made as necessary.

Commissioner Larsen inquired as to the time schedule of the work. Mr. Green replied that to rebuild and replace the present beams will take about 8 months, as there are 71 of them.

Commissioner Byrne asked if it is possible to make a survey of the entire cable car system and come up with a budget and plan to make it safer for riders. Dr. John M. Christensen, Jr., Acting General Manager, Public Utilities Commission, answered that there is in the Systems Improvement Program \$120,000.00 for an engineering study. This was originally allocated to the Washington-Mason Cable Car Barn but has been expanded to take in the entire Cable System. It is anticipated that within a month an engineering firm will be chosen to do this work. Instead of piece-meal repairs at the Cable Car Barn, we should come out with a grant for the whole system. While the reconstruction will involve the entire system, the historical nature of the cable cars will be preserved. The proposal already includes recommendations of the Ames study.

Commissioner Byrne inquired if the Cable Car Division has adequate extra cars; and Dr. Christensen replied that it has a total of 39 cars. The Transportation Improvement Program has authority to rebuild 3 cars and to build one new one. Commissioner Byrne then inquired if a set of specifications has ever been prepared for the cable cars. Dr. Christensen replied that TIP has contracted with Thomas Lunde Engineering Co. to prepare a standard design that will preserve the character of cable cars. This contract may be modified to build in the design any safety and maintenance features that are apparent and still not change the nature of the cars. Consequently, cable car construction and overhaul will be let out to private contractors on a bid basis. Commissioner Byrne explained that a great advantage of this procedure lies in the fact that contractors are bonded, and provide a guarantee on materials and labor.

Commissioner Flynn inquired about headways with 39 cars. Mr. Green stated that with a fleet of 39 cars, Muni schedules 26 each day. As contrasted with the critical maintenance period two months ago, daily operations are within one or two cars of 26.

Commissioner Byrne noted that it is practically an impossibility to keep from overloading. Mr. Green said a proposal dealing with load capacities will be before the Board of Supervisors shortly. It will limit the number of persons aboard the car and on the steps of the car --a difficult and controversial subject. Commissioner Byrne added humorously that it would "take a baseball bat" to keep the steps clear.

Resolution No. 76-0415, approving and authorizing the General Manager of Public Utilities to execute the letter-agreement adjusting the wheeling charges as provided by Paragraph 12.2 of the "Amendment Agreement" dated June 24, 1975 between City and Pacific Gas and Electric Co.

Commissioner Flynn noted there was something in the package about a possible rate of increase. Mr. Moore pointed out that the Commission had agreed that in calculating the wheeling rates it would abide by charges established by the State Public Utilities Commission.

Resolution No. 76-0417, approving Modification No. 5 in debit amount of \$10,000 - funds for alterations to permit installation of City furnished equipment. Work being done under HH Contract No. 522, Civic Center, Church and Downtown Substations, installation of electrical equipment (Power Improvement Program).

Commissioner Carey pointed out that as a result of error additional funding is now required, and he asked for an explanation.

Mr. Moore answered that evidence is being accumulated, and there are differences of opinion as to responsibility. In these three substations all equipment was purchased from I.T.E., and is being installed by a separate contractor. Staff specified what was being furnished by the City (I.T.E. equipment) and the contractor then was required to install it. There are differences between the supplier (I.T.E.) and the installation contractor on who is responsible. Rather than hold up the job this method of direction is being used to proceed. A decision will be made as to how much is due from the I.T.E. account, and how much is due from the contractor. Also, there may be omissions in the original engineering design. A separate note is being made of each one of the incidents, and these will be analyzed, and decisions on responsibility made. This work is being performed under the provisions of a force account - whereby the contractor does the work at cost, plus a stipulated amount for profit - in this case 15 percent. Commissioner Flynn requested that a full statement be made to the Commission before final payment. Mr. Moore so assured the Commission.

Resolution No. 76-0418, approving substitution of subcontractors under HH Contract No. 544 - Fillmore Substation - construct building and install equipment (Power Improvement Program).

Commissioner Byrne asked how the general contractor could list Louis Ventilating Co. if it doesn't exist. Mr. George L. Newkirk, Contract Compliance Officer, replied that at the meeting at Hetch Hetchy the contractor explained that he had inadvertently listed the man's name that called in the bid. As it turned out, it was a good thing because they are in the process of trying to work out an agreement with a minority subcontractor from the Fillmore area at the same price. Commissioner Carey inquired if the total unit of prices was the same as when first submitted to the City. Mr. Newkirk answered that it came out to basically the same total.

In discussing Resolution No. 76-0420, authorizing extension of term of 25 acre Water Department agricultural lease with Sunol Nurseries an additional three years commencing November 1, 1976, at an increased rental of \$200 per acre per year or \$5,000 total per annum, Commissioner Carey congratulated the Water Department staff and Mr. Boyd on the terms of this lease.

Resolution No. 76-0422, approving supplemental appropriation, compensation reserve, in the amount of \$116,781, to reflect deletion of ten positions effective July 1, 1976, was adopted by the Commission. Commissioner Larsen asked how many positions have been eliminated this year from the Water Department. Mr. Boyd replied that including these

positions, but considering that as of June 30, 1976, other positions were eliminated, the breakdown is as follows: 12 Department recommended, during the budget hearing; 13 additional after conference with the Mayor; and 50 additional at the order of the Finance Committee. This is a total of 75 positions, or 11.9 percent of the previous total. Commissioner Larsen then inquired if this would affect the maintenance of the Water Department. Mr. Boyd reported that if normal replacements and temporary employees will be made available promptly, they will be okay, but if "the shoe pinches too much" the Water Department will report back to the Commission.

Resolution No. 76-0427, approving payment of claims, amount \$24,764.85, from Municipal Railway revolving fund, month of September 1976.

Commissioner Carey stated that he had been reviewing this report along with others, and inquired if he were correct in assuming that while the Municipal Railway appears to have fewer claims filed, awards are higher. Mr. Green replied in the affirmative, and said this has been the trend in the last few years. The number of claims are down, the severity of accidents has lessened, but the awards are greater. In the past year some very high claims have had to be paid - one in the amount of \$300,000 for an accident which actually happened in 1972. As cases find their way through the courts they are now being determined, and the total dollars awarded have been rising.

Commissioner Carey brought out that the recommendation as to the number of passengers on cable cars would be provided at the direction of Municipal Railway staff. Mr. Green stated that Supervisor Feinstein will be proposing an ordinance to limit the number of people on cable cars. He pointed out that while cable cars do make up a share of accidents, the matter of rising claims is for accidents throughout the system.

In answer to a question from Commissioner Flynn as to whether the City Attorney's Office is going to draft an ordinance, Mr. Green replied that Supervisor Feinstein has an ordinance prepared and will be presenting it this week, according to his understanding. There has been a change in State law with respect to contributory negligence and comparative negligence. As a result of this, management has proposed that passengers be prohibited from riding on the steps or running boards.

Commissioner Byrne inquired about Fast Passes, as to whether or not any money is being lost through bad checks as in the beginning phase of the program. Mr. John W. Madden, Chief Accountant, Muni Railway, replied that passes are sold for money and personal checks. Staff looked into accepting Master Charge and BankAmericard. This had to be rejected, as neither credit service would waive the service charge. Municipal Railway is losing only \$60 to \$80 per month in bad Fast Pass checks. Sales are up to about 42,000 for regular passes, and 7,500 for Senior Pass. There are 137 vendors, and a list of bad checks is circulated. Business that cooperate in selling passes receive 10¢ per pass. They have been cooperative in screening when told a check has been returned. A few people will write a check before their check is in the bank, and a record is kept of this. If it happens a couple of times, their name is put on the list. Tremendous support has come from neighborhood businesses.

At this point Commissioner Flynn questioned Mr. Rino Bei, Project Manager, Transit Improvement Program, concerning Amendment No. 3 from International Engineering Company, as to how close the general contract is to completion. Mr. Bei replied that at the end of September it was 58 percent of construction and approximately 50 percent of time, and on schedule.

Commissioner Flynn brought out that there are 5,500 hours left for International Engineering Co. to complete the work, and he wondered whether or not the City will be looking for Amendment No. 4. To this Mr. Bei answered that 1825 hours were allocated, and the firm is actually using fewer hours than the schedule set up at the time of the last amendment.

In the same context of this discussion Commissioner Carey inquired into the matter of a difference between a bid of \$169,000 locally and one of \$173,000 from out of San Francisco, stating that in reviewing contract awards as developed under the Public Utilities Commission he has noticed that a substantial percentage are going to firms not located in the City and County of San Francisco. He asked if there are certain statutory requirements, and whether or not the law provides that we award the contract to the lowest bidder. Mr. Baglin replied that the Board of Supervisors could, but has not passed enabling legislation in favor of allowing 10 percent differential for locally manufactured materials and firms.

Commissioner Carey stated that in a heavy percentage of major contracts going to out of town firms the difference in bids is only 2 or 3 percent, and suggested the matter be explored. Commissioner Flynn noted that Section 98 of the old Charter states that employees must be from the county where the work is performed. As Mr. Newkirk cannot monitor this provision of the Charter, he doesn't believe that out of town contractors always comply. Commissioner Byrne pointed out that one man from each trade is allowed from out of town in the work at San Francisco Airport. All of the other men must be hired in San Mateo County, with the allowance of one man per trade, although the City owns the Airport.

Dr. Christensen announced that at the meeting in San Francisco last week of the American Public Transit Association, which was attended by 300 operators from Canada, the United States and Mexico and was the largest meeting ever held by this Association which moves over 90 percent of mass transit passengers, Mr. Curtis E. Green was elected Vice President, Bus Operations. Dr. Christensen stated this is a great honor for the Public Utilities Commission as well as for Mr. Green. Commissioner Carey added that on behalf of the Commission he wished to congratulate Mr. Green on this honor which will benefit San Francisco as well as the rest of the United States.

Commissioner Carey stated that the mother of Commissioner McDonnell, President of the Airport Commission, and a former Commissioner with the Public Utilities Commission had passed away and services were held today. The Commission respectfully adjourned and observed one minute of silence in memory of Mrs. McDonnell.

THEREUPON THE MEETING ADJOURNED.

Margaret L. Brady
Acting Secretary

MINUTES

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall
2:45 p.m.

November 9, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John M. Christensen, Jr.

ACTING GENERAL MANAGER OF PUBLIC UTILITIES

Margaret L. Brady

ACTING SECRETARY

Call to Order: 2:45 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey,
A. Nelson Flynn, Joseph P. Byrne

Absent: Commissioner Lydia Larsen

The minutes of the regular meeting of the Commission held October 26,
1976 were approved.

RESOLUTION
NO.

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0429 W

Lien and special assessments on property for
unpaid water service charges:

Block 5712, Lot 22
Richard Birch
\$133.54

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0430 W

Lien and special assessments on property for
unpaid water service charges:

Block 1248, Lot 23
Dewey Wilson
\$303.49

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0431 W

Lien and special assessments on property for
unpaid water service charges:

Block 1225, Lot 27
Ernest C. Bjorklund
\$244.14

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0432 W

Lien and special assessments on property for
unpaid water service charges:

Block 860, Lots 37 & 38
Randall J. Nathan
\$310.07

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0433 W

Lien and special assessments on property for unpaid water service charges:

Block 279, Lot 3
William Jee
\$788.71

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0434 W

Lien and special assessments on property for unpaid water service charges:

Block 330, Lot 4
Bank of America
\$369.73

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0435 H

Bid call for HH Contract No. 546 for construction of building and installation of equipment

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0436 H

Collection of damage claims for September in amount of \$349.62

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0437 W

Professional services agreement with Garretson, Elmendorf, Zinov and Reiben, Architects and Engineers for construction of building - maximum amount of \$175,000

Vote. Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0438 W

Bid call for WD Contract No. 1726 for reservoir valve shaft renovation

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0439 W

Completion of WD Contract No. 1698 and approval of credit modification in amount of \$1,580.25

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0440 M

Award of 12 acre agricultural lease to Howard S. Kinoshita and William K. Haena for 4 years at \$125 per acre per year or \$1,500 per year

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0441 W

Write-off of August uncollectible accounts - amount \$6,054.30

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0442 M

Settlement of Superior Court No. 650-102 litigated claim - amount \$500 - to Vickie Jones, et al

Vote: Ayes-Henning, Carey, Flynn, Byrne

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0443 M

Approving Amendment No. 3 to professional services agreement with DeLeuw, Cather and Company, increasing total payment from \$109,846 to \$115,412 and fixed fee from \$8,652 to \$9,166

Vote: Ayes-Henning, Carey, Flynn, Byrne

Copies of the above resolutions are on file in the office of the Acting Secretary of the Public Utilities Commission.

New Business:

Commissioner Dennis V. Carey announced a meeting of the San Francisco Bay Area Transportation Terminal Authority at 7:00 p.m., this date, in Room 228, City Hall, to discuss a proposed bus terminal at First and Mission Streets.

Commissioner Carey noted that all Commissioners have received a report from Mr. Oral L. Moore, General Manager of Hetch Hetchy Water and Power, outlining Hetch Hetchy operations and storage conditions.

Storage is minimal, and a shortage of water may develop if there is no heavy rainfall. He suggested that the Acting General Manager of the Water Department release a statement pointing out the possible water shortage and urging everyone to look toward water conservation. He asked Mr. Moore if this particular information had been released to the press, to which Mr. Moore replied that the report had been sent only to the Commissioners.

Commissioner John F. Henning, Jr. stated that Commissioner Carey's comments were well taken, and the public should be advised of a possible water shortage.

In discussion of Item No. 7, President John F. Henning, Jr. inquired if there were any property owners present.

Mr. Ralph Leon then spoke, stating that he represented Mr. Ming Jig Wong, property owner, Block 515, Lot 33, amount due \$286.09. Mr. Leon advised the Commission that this was a hardship case in that his client owns a parcel of property which was leased to a laundry. The Water Department allowed the water bill to be in arrears about 6 months, although there is an Ordinance which provides that the owner be given notice after 30 days. His client did not know there was an outstanding water bill of \$286.09. Mr. Leon said his client would greatly appreciate a reduction of the water bill, and suggested a figure of \$200.

In answer to a question from Commissioner Henning, Mr. Leon stated the lessee was to pay the utilities. The lessee was moved out by the Internal Revenue Service, and a lien was placed against the entire laundry. The bill is for water used while the lessee was on the premises.

At this point Mr. Kenneth R. Boyd, Acting General Manager of the Water Department, advised the Commission concerning collection activities. He stated water bills are issued bi-monthly, and the second bill would be for 4 months' water, and the account would be considered current until the second bill had been mailed. About 20 percent of the accounts are paid at the end of 2 months, and many go over 4 months. Representatives make calls, urging payment of delinquent accounts. When a business closes down the lien procedure is followed and the water is shut off.

After further discussion, McMorris H. Dow, Deputy City Attorney, advised that any compromise of the bill must go before the Commission. Commissioner Henning instructed personnel of the Water Department to discuss bill with Mr. Leon, and make a recommendation to the Commission. On motion of Commissioner Carey, seconded by Commissioner Flynn, Commission unanimously voted to continue the matter until the next meeting.

At this point Chair acknowledged the presence of Mr. Kevin Bray, owner of Block 3549, Lot 52, amount due \$148.26; and of Mrs. Archibald, owner of Block 7088, Lot 51, amount due \$110.42. Mrs. Archibald stated her tenant had left without paying the water bill, and in September she received a letter that it was delinquent and a lien was to be placed against the property. She asked why she wasn't notified earlier. Mr. Boyd explained that water utilities generally take requests for service over the telephone. If there were a requirement to notify the owner on any delinquency, it would mean that on initial request the owner's name and address would have to be obtained, and this would have to be checked with the Assessor's Office. Additional bookkeeping would have to be maintained to send a water bill to owner.

Commissioner Henning suggested that these two matters be continued and a recommendation from the Water Department be submitted. On motion of Commissioner Carey, seconded by Commissioner Flynn, the Commission unanimously voted to continue these two items to the next meeting.

Resolution No. 76-0437, approval to execute a contract for professional consulting architectural services with Garretson, Elmendorf, Zinov and Reiben, for construction of a new Suburban Headquarters Building in Millbrae, in maximum amount of \$175,000 (1972 Water Bond Fund).

Responding to a question from Commissioner Henning, Mr. Boyd stated that 7 consultants were interviewed, and 4 were rejected. Commissioner H. Welton Flynn noted that some firms were not responsive, and some did not quote figures. Commissioner Flynn added that the question of affirmative action he raised at the time of staff recommendation has been resolved. Mrs. Margaret L. Brady, Acting Secretary, added that all proposals are available in the office of the Public Utilities Commission.

Mr. Boyd stated that the firm of Garretson, Elmendorf, Zinov and Reiben made the only firm lump sum bid.

Resolution 76-0439, accepting as satisfactorily completed work under WD Contract No. 1698, laying of 8-inch ductile iron main in Sutter Street between Larkin and Jones Streets, allowing 47 working days unavoidable delay; approving credit modification of \$1,580.25; and authorizing final payment of \$4,477.05 to Underground Construction Company, contractor.

Commissioner Joseph P. Byrne asked why the contractor had to wait 5 days for the chlorination crew to show up. Mr. Boyd replied that in chlorinating mains standard practice is to insert chlorine, and leave it in contact with the main for at least 24 hours. This procedure is accomplished in segments - "1 day here and 1 day there." Mains cannot be put into service without chlorination.

Commissioner Byrne then inquired regarding the 11 days needed for connections by the San Francisco Water Department. To this question Mr. Boyd replied that standard specifications for the Water Department allow 2 days for a connection. When several connections are needed, as in this contract, 14 days could be required. It is also necessary that residents be notified 24 hours in advance.

Commissioner Byrne stated these matters should be considered in the initial bid. He pointed out that contracts were let at San Francisco General Hospital and at San Francisco International Airport where the City is being sued for damages due to delays. There have been 2 or 3 successful suits. Every time a contractor is given 16 days for delays he could come back and sue the City for extended overhead for those days.

Mr. Boyd answered that this type of delay is spelled out in the specifications that the contractor receives, and he knows about it ahead of time. He may expect up to a 2 day delay, although the Water Department tries to order the work so that he is not delayed. Commissioner Flynn explained that on several occasions City has made final payment in spite of contract delays. He asked, "If the contractor comes in

and says he was delayed by the City, are we excused?" McMorris M. Dow, Deputy City Attorney, answered that when final payment is presented to the contractor, he releases the City from liability.

Resolution 76-0440, awarding 12-acre Water Department agricultural lease to Howard S. Kinoshita and William K. Haena, term 4 years commencing November 1, 1976, rental \$125 per acre per year or \$1,500 per annum (re-calendared).

In discussion of this item, Mr. Boyd stated the matter was not put out to rebid. However, Water Department personnel investigated and made inquiries to see if anyone else was interested. No one would bid a higher amount, and although the parcel covers 20 acres, only 12 acres are usable.

Upon motion of Commissioner Carey, seconded by Commissioner Flynn, the resolution was unanimously approved.

THEREUPON THE MEETING ADJOURNED - 3:15 p.m.

Margaret L. Brady
Acting Secretary

23-76
2

MINUTES
PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:45 p.m.

November 23, 1976

COMMISSIONERS

John F. Henning, Jr., President
Dennis V. Carey, Vice President
H. Welton Flynn
Joseph P. Byrne
Lydia Larsen

DOCUMENTS

101
SAN FRANCISCO
PUBLIC LIBRARY

DEPARTMENTS

Municipal Railway
Hetch Hetchy Project
Water Department

BUREAUS

Accounts
Public Service
Personnel & Safety
Transportation

John M. Christensen, Jr.

ACTING GENERAL MANAGER OF PUBLIC UTILITIES

Margaret L. Brady

ACTING SECRETARY

Call to Order: 2:45 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey,
H. Melton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held November 9,
1976 were approved.

RESOLUTION
NO.

On motion of Carey, seconded by Flynn, the
following resolution was adopted:

76-0446 H

Appointment of Kendall Davis as arbitrator for
City-Hetch Hetchy Power contracts, Turlock and
Modesto disputes

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the
following resolution was adopted:

76-0447 W

Approving 40% reduction of unpaid water service
charges for Kevin Bray, Enjoy Packing Co., Ming
Jig Jong

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the
following resolution was adopted:

76-0448 H

Transfer of \$46,000 for emergency repairs

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0449 H

Completion of HH Contract No. 503, approval of
credit modification of \$20,185.50, authorization
of final payment of \$28,645.85 to Peter Kiewit
Sons' Co.

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the
following resolution was adopted:

76-0450 H

Approving debit modification no. 4 under HH Contract
No. 521 - amount \$15,785

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the
following resolution was adopted:

76-0451 H

Approving modification no. 1 in debit amount of
\$3,066 for HH Contract No. 531

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0452 H

Bid call for HH Contract No. 557 for painting of trolley poles

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0453 H

Bid call for MH Contract No. 523 for underground power facilities

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0454 H

Approving collection of Bureau of Light, Heat and Power damage claims for October - \$560.86

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0455 W

Approving supplemental appropriation to settle claim of Taylor, Brooks and Paroll vs. Millbrae Meadows Swimming Club, Inc., City and County of San Francisco - \$272,000

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Larsen, the following resolution was adopted:

76-0456 W

Bid call for WD Contract No. 1711 for lining pipes

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0457 W

Awarding WD Contract No. 1716 to Dalton Construction, Foster City - \$10,730

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0458 W

Approving supplemental appropriation of \$1,360 for one Class 3406 position

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Byrne, the following resolution was adopted:

76-0459 M Requesting Controller encumber \$80,000 from Contract No. MR-622R until dispute between Abbett and BARTD settled

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0460 M Approving modification no. 2 in debit amount of \$9,887 for Contract No. MR-613

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0461 M Requesting funding for Transit Security personnel

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0462 M Approving settlement from McKesson Wine and Spirits Co. - \$2,185.62

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0463 M Requesting Mayor appoint Task Force to study and suggest solutions to juvenile violence on Municipal Railway vehicles

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0444 M Settlement of claims against Municipal railway - \$112,771.51

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0445 M Ratification of telephone vote on November 19, 1976 requesting Purchaser award trolley coaches to high bidders

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Acting Secretary of the Public Utilities Commission.

Communications:

Mr. McMorris H. Dow, Deputy City Attorney, discussed the report from the City Attorney on selection of an arbitrator for the Hetch Hetchy System in connection with the disagreement with Modesto and Turlock Irrigation Districts as to whether City must supply Hetch Hetchy Class 3 power or whether there is an option to substitute supplemental power to them.

This is a dispute under a contract, and the contract itself provides for arbitration between the City and the two Districts. It appears that San Francisco should initiate the arbitration proceedings by designating an arbitrator and calling upon the two Districts to do the same. Mr. Kendall Davis, retired General Manager of the Sacramento Municipal Utilities District, has been approached to serve as City's arbitrator, and he is willing to serve.

On motion of Commissioner Carey, seconded by Commissioner Flynn, Resolution No. 76-0446, approving appointment of Mr. Kendall Davis as arbitrator for City - Hetch Hetchy System Power contracts, Turlock and Modesto disputes, was unanimously adopted.

New Business:

Mr. Kenneth R. Doyd, Acting General Manager, San Francisco Water Department, requested that the Commission approve a 40 percent reduction for unpaid water service charges for Kevin Bray, Enjoy Packing Company and Ming Jig Wong. This matter was discussed with the Utilities General Counsel twice, as there is a possibility of litigation.

In view of the fact that the total amount is small, and it would cost more to enter litigation than to make adjustments, a 40 percent reduction was recommended for each of the three claims. Mr. McMorris M. Dow advised that the City Attorney concurs. Thereupon, on motion of Commissioner Larsen, seconded by Commissioner Carey, the Commission unanimously adopted Resolution No. 76-0447, approving a 40 percent reduction for unpaid water service charges for Kevin Bray, Enjoy Packing Co., and Ming Jig Wong.

Mrs. Margaret L. Brady, Acting Secretary, inquired as to whether or not there would be a Public Utilities Commission meeting on December 28, 1976. As the first meeting in December occurs almost at the middle of the month, President Henning stated that assuming there is no pressing business before the Commission, motion for the cancellation of the December 28 meeting could be entertained at the December 14 meeting.

At the request of Commissioner Henning, Mr. Oral L. Moore, General Manager, Hetch Hetchy Project, reported on activation of the new Civic Center Substation. He reported that Mayor George R. Moscone and Commissioner Henning participated in an informal ceremony activating the substation Tuesday morning, November 23, 1976. This is the first of 14 new substation projects under the Power Improvement Program. It is presently carrying the electrical load for streetcars on Market Street and some trolley coach lines. It will also power the new light rail vehicles under Market Street.

At the same time City is taking advantage of Federal funding developed by Dr. John M. Christensen, Jr. to rehabilitate the entire power system for the Municipal Railway. The first big step in this program was taken today.

Resolution No. 76-0453--Authorizing bid call for HH Contract No. 523 for underground power facilities, Judah Street, 20th to 48th Avenues. Estimated cost of work is \$383,300. Mr. Margaret L. Brady, Acting Secretary, read a letter from Mr. Oral L. Moore, requesting a revised estimated cost of \$396,000 (breakdown - PIP: 366,900; TIP: \$25,050; DPW: \$4,050). On motion of Commissioner Carey, seconded by Commissioner Larsen, Resolution No. 76-0453 was adopted.

Resolution No. 76-0461--Requesting funding for Transit Security Personnel. In discussing this resolution, President Henning deferred to Commissioner Dennis V. Carey, who reported that when the CETA program was developed in 1974, it was to be utilized on an emergency basis only, pending a permanent program by the Police Department. Due to financial problems, there were a limited number of police officers for increased protection of the community.

Following a high school football game related outbreak of violence two weeks ago, a series of meetings was held, and as a result the football games were moved from Thursday and Friday to the Saturday just past. Approximately 4,000 people attended the games, including about 300 adults. The Municipal Railway supplied buses direct from the schools to the stadium. Afterwards, students were transported back to the schools from the stadium, and Muni inspectors controlled loading of buses.

It was estimated about 1500 students utilized public transportation, and there were no reported incidents of violence or vandalism. Commissioner Carey described the students who participated as "good citizens of the community."

In looking ahead to the game on Thursday, meetings will be held November 24 between involved agencies.

Commissioner Carey stated that it is not in the best interests of the community to carry on with limited manpower. It is the opinion of the Police Department and Muni that professional police officers should be used as transit security personnel. CETA personnel cannot make arrests and in terms of public safety it is desirable that professional law enforcement personnel ride the Muni transportation system, coordinating a safety program with Muni personnel.

At the request of President Henning, Mr. George Duarte, Assistant General Manager, Municipal Railway, reported that the Municipal Railway is following Commissioner Carey's statement and believes that

police officers riding Muni vehicles would be a much greater deterrent to crime and vandalism than CETA employees.

Commissioner Henning advised that a more comprehensive approach is needed, with Department of Public Works for controls, Police Department responsibility for security, and the School Department for scheduling games.

As there have been at least two incidents at Hayes and Divisadero Streets, consideration should be given to changing the bus stop to the other side of the street where there are no liquor stores.

The School Department was requested to provide personnel after 3:00 p.m. but they refused to do so. They have been requested to schedule games on Saturdays, but they have advised that the coaches will not agree to this proposal. Commissioner Henning advocated creation of a task force under the Mayor's Office, which could meet on a continual basis to evaluate problems and plan for their solution.

Commissioner Carey stated that he discussed post-game problems with Assistant Superintendent of Schools, and asked if trouble makers could be identified by the School Department. The School Department could not guarantee that this could be done.

Commissioner Larsen pointed out that School Department personnel cannot act outside of their individual districts.

Mr. Jack Oppenheimer of CAPtrans stated that the 250,000 people who daily ride Muni should be protected on Muni vehicles as well as in their homes and on the streets. He stated that CAPtrans's position on punishment of juvenile offenders would be no fines which could be paid by parents--but that offenders should be put to work on repairing the damage for which they have been responsible.

Mr. Duarte explained that although radios are in service on most diesel coaches, they are not on all trolley coaches. However, they are in service on the No. 22 and No. 5 lines. As vehicles are replaced, old radios will be put into new trolleys. Operators are instructed to note radio malfunctions on defect cards. About three months ago Muni Railway personnel went through the fleet and repaired radios that did not function. This took three days. About \$1,000 a month is lost on radios due to vandalism. Today Muni does not know of any non-functioning coach radios. Beginning Thursday, November 25, all radios will again be checked.

Commissioner Henning said it is his understanding that if a radio did not work, the driver was forced to go to the grocery store to telephone. Mr. Duarte replied that there are "dead spots" in the City because of the low band on which radios operate. The new system will correct this situation.

The Chair then recognized Mr. Bill Maher, a member-elect of the Board of Education, who assured the Commission that if the Mayor's Office does decide to set up a task force he will do everything he can to see that the new Board of Education is fully cooperative.

Mr. Lawrence B. Martin, President of the Transport Workers Union, Local 250-A, stated a committee was set up under the Youth for Service Program, but many of this group were sent elsewhere. This group was to take care of policing bus stops, but money is needed to activate it.

Commissioner Flynn then stated he agreed with what is planned about the situation at hand, but "moving a bus zone" solves nothing. He said the big issue is a social one and should be addressed and not overlooked. It would be better to spend money to get some of the juveniles off the street and into jobs. We should begin dealing with causes, he said. Although the crime problems must be met now, long term solutions cannot be cured by a purely police approach.

President Henning stated that the School Department could have some input.

Resolution No. 76-0463, requesting Mayor appoint task force with representatives from Muni, Police, Department of Education, Juvenile Court and District Attorney's Office to study and suggest solutions to juvenile violence, was passed unanimously.

Resolution No. 76-0445--Ratification of telephone vote on November 19, 1976, requesting Purchaser make awards to high bidders for sale of 294 trolley coaches.

Mr. Oppenheimer advised the Commission that in general his organization thinks it is a bad policy to have telephone votes, and he questioned legality of them.

Commissioner Flynn suggested that the matter has been polled. Trolleys are parked all over the streets and now they have been sold.

Mr. Oppenheimer then stated CAPtrans merely wants to make public record against the action about to be taken by the Commission.

To this, President Henning replied that the action is a mere formality. Once the coaches were declared surplus, the Commission lost jurisdiction and lost power to reverse the course.

President Henning said that the cost of refurbishing these coaches was estimated at \$70,000. A new bus costs \$85,000 with Federal funding. UMTA has made commitments to fund electrification. This has been reviewed from every possible angle, and there has been considerable public participation. Sale of the trolley coaches is in the best interest of the City.

President Henning then asked for a report on the activities of the Metropolitan Transportation Commission Steering Committee on Bay Area Transit Financing, of which Commissioner Flynn is a member.

Commissioner Flynn reported that the report which was released by the press on November 22 was a completion of the recommendation by the MTC Advisory Board to the Steering Committee. There have been several meetings - about three meetings a week. He was greatly assisted by Dr. John M. Christensen, Jr., Acting General Manager of Public Utilities, and Mr. John W. Madden, Chief Accountant, Municipal Railway. Mr. Madden is Commissioner Flynn's alternate on the Steering Committee. The recommendation now will be before a final panel discussion on December 3, 1976.

Mr. Curtis E. Green, General Manager, Municipal Railway, and Dr. Christensen will be sitting as members for San Francisco on a panel discussion to be held by the State Assembly Transportation Committee on December 2 in an endeavor to put the recommendation into the proper perspective for that body.

The sales tax will expire for BART's benefit in June 1976. The recommendation that the City accede to BART on the assumption that Muni would receive no portion of the sales tax was opposed. Muni was offered bridge tolls, but there is no chance of raising tolls to \$1 in order to give Muni and AC Transit money at the present time. That, too, was opposed. There are other suggestions to balance out transit funding in the Bay Area, such as an in lieu tax, and re-allocation of existing funds and asking other counties to let us use some portion of their tax funds. On December 3, 1976, the panel discussion will contain the final input. Commissioner Flynn believes that it has been made clear that in the event bridge tolls are raised, more people will ride AC Transit and BART, and Muni will have to serve more passengers. This would also be opposed unless added funding is provided.

Commissioner Flynn said San Franciscans pay more per capita costs and the Muni receives less funding. San Francisco, he said will not stand by and allow BART to take all sales tax monies.

THEREUPON THE MEETING ADJOURNED - 3:42 p.m.

Margaret L. Brady
Acting Secretary

#3

14-76

MINUTES

PUBLIC UTILITIES COMMISSION
CITY AND COUNTY OF SAN FRANCISCO

George R. Moscone, Mayor

Room 282, City Hall

2:50 p.m.

December 14, 1976

COMMISSIONERS

John F. Henning, Jr., President

Dennis V. Carey, Vice President

H. Welton Flynn

Joseph P. Byrne

Lydia Larsen

DEPARTMENTS

Municipal Railway

Hetch Hetchy Project

Water Department

BUREAUS

Accounts

Public Service

Personnel & Safety

Transportation

John M. Christensen, Jr.

ACTING GENERAL MANAGER OF PUBLIC UTILITIES

Margaret L. Brady

ACTING SECRETARY

Call to Order: 2:50 p.m.

Present: Commissioners John F. Henning, Jr., Dennis V. Carey
H. Welton Flynn, Joseph P. Byrne, Lydia Larsen

The minutes of the regular meeting of the Commission held November 23, 1976 were approved.

RESOLUTION

<u>NO.</u>		
		On motion of Carey, seconded by Flynn the following resolution was adopted:
76-0465	H	Awarding HH Contract No. 561 to W. R. Thomason, Inc., of Martinez, CA - \$614,000
		Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
		On motion of Carey, seconded by Flynn, the following resolution was adopted:
76-0466	H	Awarding HH Contract No. 524 to Amelco Electric of San Francisco - \$239,000
		Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
		On motion of Byrne, seconded by Larsen the following resolution was adopted:
76-0467	H	Credit modification No. 2 and final payment of HH Contract No. 525
		Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
		On motion of Larsen, seconded by Carey, the following resolution was adopted:
76-0468	H	Debit modification No. 2 of HH Contract No. 531 - \$16,033
		Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
		On motion of Larsen, seconded by Byrne, the following resolution was adopted:
76-0469	H	Bid call for HH Contract No. 555 for construction of steel cover on Red Mountain Bar surge shaft
		Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen
		On motion of Carey, seconded by Larsen, the following resolution was adopted:
76-0470	H	Approving proposal for construction of street lighting system in Hunters Point area
		Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0471 H

Authorizing execution of Agreement between City and County of San Francisco and PG&E for furnishing street lighting services

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0472 H

Approving Department of Public Works proposal for construction of street lighting

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0473 W

Supplemental appropriation for construction of Balboa Reservoir and Pumping Plant - \$5,800,000

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0474 W

Bid call for WD Contract No. 1640 for renovation of Crystal Springs Pump Station

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Flynn, seconded by Carey, the following resolution was adopted:

76-0475 W

Bid call for WD Contract 1691 for main installation in Sanchez Street

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0476 W

Awarding WD Contract No. 1726 to Power-Anderson, Inc. of Mountain View, CA for renovation of San Antonio Reservoir Valve Shaft - \$14,500

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0477 W

Awarding 480 acre grazing lease to Lawrence P. Soares, Jr. at \$2.50 per acre per year, or \$1,200 per annum

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0479 W

Write-off of uncollectible accounts receivable for month of September - \$4,582.05

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0480 W

Collection of claims for November - \$3,108.13

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0481 M

Supplemental appropriation to pay compensation to miscellaneous permanent employees - \$500,132

Vote; Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0482 M

Supplemental appropriation to pay compensation to miscellaneous permanent employees - \$202,070

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0483 M

Supplemental appropriation to provide reimbursement for expenses incurred operating Line 76 - \$21,450

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0484 M

Bid call for MR Contract No. 637 for track reconstruction and sewer enlargement

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0485 M

Bid call for MR Contract No. 634 for repairs in Twin Peaks Tunnel

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0486 M Debit modification No. 3 under MR Contract No. 618-\$4,000

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0487 M Debit modification No. 1 under MR Contract No. 615-\$1,515.52

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Byrne, the following resolution was adopted:

76-0488 M Authorizing execution of letter agreement with PG&E

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0489 M Approving payment of claims for October - \$43,765.94

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0490 M Compromise and collection of claims - \$3,814.64 - and write-off of uncollectible accounts receivable for September - \$213.36

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0491 M Accepting staff analysis of alternative funding means and recommending alternative revenue sources

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Larsen, seconded by Carey, the following resolution was adopted:

76-0464-MR Settlement of claims against the Railway - \$55,062.60

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Byrne, seconded by Flynn, the following resolution was adopted:

76-0492 GO

Declaring \$2.5 million Hetch Hetchy Water and Power surplus and approving supplemental appropriation from these funds for purchasing spare parts for Municipal Railway - \$497,969

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Larsen, the following resolution was adopted:

76-0493 GO

Transfer of funds under \$10,000 and allotment requests submitted by departments under PUC - totaling \$1,355,012

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

On motion of Carey, seconded by Flynn, the following resolution was adopted:

76-0494 GO

Setting Monday, January 10, 1977 at 5:00 p.m. for public hearing to discuss revision of water rates and Tuesday, January 11, 1977 at 2:30 p.m. for public hearing on budget proposals for 1977-78

Vote: Ayes-Henning, Carey, Flynn, Byrne, Larsen

Copies of the above resolutions are on file in the office of the Acting Secretary of the Public Utilities Commission.

Communications:

Letter from Mr. Joseph J. Botka, Chief Probation Officer, Juvenile Court, dated December 6, 1976, which reads as follows:

Re: Resolution No. 76-0463

Gentlemen:

I wish to acknowledge receipt of your resolution of November 23, 1976, expressing your concern regarding juvenile violence and requesting that the Mayor establish a Task Force regarding same.

Please be assured I share your concern and am in support of your resolution. If the Mayor establishes such a Task Force, I will pledge my support and that of my department to give total cooperation toward the seeking of solutions to problems of juvenile violence on the Muni Railway.

Letter from Charles R. Gain, Chief of Police, dated December 13, 1976, which reads as follows:

Gentlemen:

I am in complete accord with the Public Utilities Commission Resolution No. 76-0463 regarding problems of juvenile violence on the Municipal Railway.

We will be pleased to have a representative from our Department participate in the proposed task force.

New Business:

Commission President John F. Henning, Jr. invited comments from Mr. Curtis E. Green, General Manager of Municipal Railway, regarding the status of the OSHA investigation into the accident at California and Mason Streets December 9, 1976.

Mr. Green reported that appropriate officials at State and local levels are conducting an investigation, and that Muni is conducting an internal investigation. Recommendations will be made to assure that accidents of this type do not occur again. All investigative reports will be submitted to the Commission.

Commissioner Henning inquired as to the time frame for these investigations and reports.

Mr. Green replied that as of 2:00 on December 9 investigations began, the results of which will be made soon.

Resolution No. 76-0466--awarding HH Contract No. 524, in amount of \$239,000 to Amelco Electric of San Francisco for conversion for pantograph operation, K-Line streetcar overhead system (Power Improvement Program/Transit Improvement Program).

Commissioner Lydia Larsen requested information on this matter, and Mr. Oral L. Moore, General Manager, Hetch Hetchy System, explained that this is the first of the contracts for conversion to pantograph operation for the new LRVs under PIP/TIP. It will be developed and tested on our system a year from this coming fall.

Commissioner H. Welton Flynn inquired if Hetch Hetchy could actually have accomplished the work, as they are paying for this conversion.

Mr. Moore replied that Hetch Hetchy has the capability, but is too busy maintaining the present system.

Resolution No. 76-0473--approving supplemental appropriation in amount of \$5,800,000 from the 1972 Municipal Water System Bond Fund for construction of Balboa Reservoir and Pumping Plant.

Commissioner Henning stated there were discussions approximately 11 months ago with staff at City College, who requested input, as they use the reservoir for parking.

Mr. Kenneth R. Boyd, Acting General Manager of the Water Department, stated that in the past two weeks a continuing agreement has been firmed up for \$1,200,000 from the College to construct a heavier roof to support parking for 1200 automobiles.

Commissioner Henning inquired if a rental fee had been discussed, and Mr. Boyd replied that the Water Department is receiving no revenue from City College for the present use of the reservoir.

After further discussion between Commissioners and staff, Mr. Victor Graff, Associate Director of Facilities and Planning, City College,

was recognized by the Chair. He stated the agreement between the Water Department and City College dates back to 1956, at which time City College was given a permit for use of the North Reservoir. He said there is a \$7.50 charge for a student body card, which includes on-campus parking. There is no extra charge for a parking permit. A student body card entitles one to other privileges, such as free admission to dances, football and baseball games.

Commissioner Henning stated he does not want the Water Department making a gift that permits other City departments to make a profit.

Commissioner Flynn brought up the matter of insurance and insurance premiums.

Mr. Boyd requested a letter from City College, outlining and explaining the matters discussed above, and stated a report will be furnished to the Commission.

Item No 20--authorizing execution of a second supplemental agreement in modification of lease with Santa Clara Sand and Gravel Co., lessee, providing for change in due date for monthly royalty payment; granting an extension for completion dates of recreational facility; and increasing the amount of Performance Bond from \$50,000 to \$200,000 and increasing liability and property damage insurance requirement to \$1,000,000 combined single limit.

Commissioner Henning stated that he has reviewed supporting information dating back about 15 years. During this entire time it has been represented as a recreational facility, and lessee has been taking gravel out and making a profit on the sole basis that a lake will be developed.

It was pointed out by Commissioner Carey that the rent on the long-term lease has not been increased. Mr. Boyd explained that rental terms will be reviewed as of July 1, 1978. This is a long term lease.

Mission Valley Rock Co., with a "hole 100 feet deep," is adjacent to Santa Clara Sand and Gravel Co. on privately held property. It was felt that the lake would beautify the area, and that a profit would be realized. The first phase of the schedule was to be met by July 1974, but this was delayed. According to Mr. Boyd, the lessee was not responsible for some of the delay. Permission was needed from PG&E to work around their towers. Also, there was a land slide at Mission Valley Rock Co. which caused a stoppage of work.

Commissioner Henning noted that this partnership goes back to 1960, and inquired if any attempt had been made to put the lease out to public bid.

Mr. Boyd replied that completion of the recreational facility is due in 1983, and after that the lease will be for recreational use only, until 1993. Mr. Boyd also advised that the Water Department is trying to increase the amount of the bond, and if another phase deadline is not met, there will be a request to increase the amount of the bond again.

Commissioner Carey noted that a sack of cement which cost 89¢ ten years ago now costs \$3.84. This lease comprises 166 acres, and the rent has never been increased.

Commissioner Henning added that taxes have multiplied tenfold, which cuts into the profit margin.

Mr. Boyd advised that lessee pays taxes and assessments.

Commissioner Flynn inquired as to the reason behind changing due dates of royalty payments.

Mr. Boyd explained that Water Department has two other leases that require a good deal of bookkeeping. Both of those are set for the 20th of the month, while due date for Santa Clara Sand and Gravel Co. is presently the 10th of the month.

Commissioner Carey asked if the City Attorney's Office could study the matter of upgrading the rental.

On motion of Commissioner Carey, seconded by Commissioner Larsen, the Commission voted unanimously to defer this item to the next Commission meeting, to be held January 11, 1977.

Resolution No. 76-0483--approving Municipal Railway supplemental appropriation in amount of \$21,450 from any legally available funds to provide funds to reimburse Municipal Railway for expenses incurred through operation of Line 76 - Fort Cronkhite between July 17 and October 11, 1976.

Commissioner Carey inquired about the promotion of this line.

Mr. Curtis E. Green, General Manager, Municipal Railway, advised that Mr. James H. Leonard, Director, Bureau of Public Service, did some work in promoting this line, but the service was inaugurated abruptly with no opportunity for preparation. Printed material was prepared at the shared expense of Muni and Golden Gate National Recreation Area, but it was not available soon enough. If the same service is furnished next year, there should be enough advance notice to allow some time to prepare promotional material.

Resolution No. 76-0486--approving debit modification no. 3, in the amount of \$4,000 to provide for protection of portable crossovers from vehicular traffic, under MR Contract No. 618 - J Church Line Track Reconstruction (Transit Improvement Program).

In answer to a question from Commissioner Carey, Mr. Rino Bei, Project Manager, Transportation Improvement Program, advised that the provision for protection of portable crossovers from vehicular traffic was inadvertently omitted from the contract by staff and that this is additional work.

Resolution No. 76-0487--approving debit modification no. 1, in amount \$1,515.52, for furnishing and installing additional benches in passenger waiting shelters, under MR Contract No. 615, Passenger Waiting Shelters (Transit Improvement Program).

Commissioner Carey stated that some of these waiting shelters are in unbelievably bad condition. He questioned whether any maintenance was provided.

Mr. Green replied that in each of the budgets submitted annually the question of maintenance was brought up. When the program is completed there will be more than 200 passenger waiting shelters. Last year Muni had \$50,000 for maintenance work to be accomplished by an outside contractor of a minority type. However, the money was deleted from the budget. The shelters are now maintained by Muni personnel.

Commissioner Carey pointed out that CETA funds may be made available.

Dr. John M. Christensen, Jr., Acting General Manager, Public Utilities Commission, added that the \$1.6 million program which is currently before the Board of Supervisors includes some funds for maintenance of the shelters.

In answer to a question from Commissioner Flynn, Mr. Green explained that Muni has a very detailed program to use the \$1.6 million.

Item No. 37--setting Tuesday, January 11, 1977, at 2:00 p.m. for public hearing to consider revision of the schedules of rates to be charged by the San Francisco Water Department, and setting Tuesday, January 11, 1977, at 2:30 p.m. for public hearing of Budget Proposals for 1977-78 fiscal year of all departments under the jurisdiction of the Public Utilities Commission.

After discussion, it was moved by Commissioner Carey and seconded by Commissioner Flynn to amend the proposed resolution to read as follows: Setting Monday, January 10, 1977, at 5:00 p.m. for public hearing to consider revision of the schedules of rates to be charged by the San Francisco Water Department, and setting Tuesday, January 11, 1977, at 2:30 p.m. for public hearing of budget proposals for 1977-78 fiscal year of all departments under the jurisdiction of the Public Utilities Commission.

Resolution No. 76-0494 was passed unanimously.

One minute of silence was observed as the meeting was adjourned in memory of Leonie R. DeVost and Daniel T. Sullivan, maintenance machinists who lost their lives in the Cable Car Division accident of December 9, 1976.

Margaret L. Brady
Acting Secretary

